

**REORGANIZATION OF THE TOWNSHIP MAYOR AND COUNCIL
TOWNSHIP OF BERLIN
JANUARY 7, 2013**

Mayor Magazzu opened the meeting at 5:00 p.m. and stated that pursuant to the requirements of the Open Public Meetings Law, notice of this meeting was advertised in the newspapers and posted on the bulletin board.

ROLL CALL:

Also Present: Lori Campisano, Chief Financial Officer and Charles Riebel, Jr., Township Municipal Engineer/ Public Works Director, Stuart Platt, Solicitor, Leonard Check, Acting Chief of Police

All in attendance joined in the Salute to the Flag.

Mayor Magazzu welcomed County Clerk Joseph Ripa, Freeholder Director Lou Capelli, Senator James Beach, Assemblywoman Pam Lampitt, Assemblyman Lou Greenwald, EMS Captain Lou De Marco

The Township Clerk presented the Certificates of Election.

Mayor Magazzu administered the Oath of Public office to Frank Epifanio who was then seated as Member of Council.

Mayor Magazzu administered the Oath of Public office to Jerome McIntosh who was then seated as Member of Council.

ROLL CALL: Mayor Magazzu, Councilman Epifanio, Councilman Morris, Councilman McIntosh. Councilwoman Marion Bodanza

Mayor Magazzu opened the floor for Council President Nominations

Motion by Councilman Epifanio to nominate Councilman Christopher Morris for Council President, second by Councilman McIntosh.

Councilman Morris accepted the nomination.

RESOLUTION 2013- 1 PRESIDENT OF COUNCIL

WHEREAS, N.J.S.A. 40:69A-120 provides that the Council shall select from among its members a President of the Council who shall serve in place of the Mayor in the event of his absence disability or refusal to act;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Berlin that **CHRISTOPHER MORRIS**, having been selected by the Council, shall serve as President of the Council of the Township of Berlin from January 1, 2013 until December 31, 2013.

Motion by Councilman Epifanio to nominate Councilman Christopher Morris for Council President, second by Councilman McIntosh.

Motion carried by voice vote, all present voting in the affirmative.

RESOLUTION 2013 - 2 APPOINTMENT OF SOLICITOR

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:1-11-1 et seq.) requires that the Resolution authorizing the award of contract for "Professional Services" under the fair and open process must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, that **STUART PLATT, ESQUIRE**, of , NJ be appointed the Municipal Attorney of the Township of Berlin for a period of one year (1) commencing January 1, 2013 until December 31, 2013 to perform professional services ordinarily provided by and required of a Municipal Attorney, and to receive such compensation as may be reasonable for such services.

Said **STUART PLATT, ESQUIRE**, is a person authorized by law to practice a recognized profession in the State of New Jersey, which practice is regulated by the laws of this State; to wit, the profession of Municipal Attorney. These professional services are necessary and are required by this municipality.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-2. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 3 APPOINTMENT OF SPECIAL COUNSEL

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:1-11-1 et seq.) requires that the Resolution authorizing the award of contract for "Professional Services" under the fair and open process must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, that **WILLIAM M. TAMBUSI**, of , BROWN & CONNERY LLP, WESTMONT NJ be appointed the Labor Counsel of the Township of Berlin for a period of one year (1) commencing January 1, 2013 until December 31, 2013 to perform professional services ordinarily provided by and required of a Labor Counsel, and to receive such compensation as may be reasonable for such services.

Said **WILLIAM M. TAMBUSI**, is a person authorized by law to practice a recognized profession in the State of New Jersey, which practice is regulated by the laws of this State; to wit, the profession of Labor Counsel. These professional services are necessary and are required by this municipality.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-3. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 4 APPOINTMENT OF REGISTERED MUNICIPAL ACCOUNTANT

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contract for "Professional Services" under the fair and open contract provisions of N.J.S.A.19:44A-20.4 et seq; and must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, that **JOSEPH HOFFMAN , C.P.A.** of BOWMAN AND COMPANY, 601 White Horse Road, Voorhees, New Jersey 08043 be appointed the Registered Municipal Auditor of the Township of Berlin commencing January 1, 2013, until December 31, 2013 to perform the professional services ordinarily provided by a Registered Municipal Auditor of the State of New Jersey, and to receive such compensation as may be reasonable for such services. Said **JOSEPH HOFFMAN, C.P.A.** is a person authorized by law to practice a recognized profession in the State of New Jersey, said practice is regulated by the laws of this State; to wit, the profession of Registered Municipal Auditor. These professional services are necessary and are required by this Municipality.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-4. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 5 APPOINTMENT OF BOND COUNSEL

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contract for "Professional Services" under the fair and open contract provisions of N.J.S.A.19:44A-20.4 et seq; and must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the mayor and Council of the Township of Berlin, County of Camden, that **PHILIP A. NORCROSS** of Parker McCay , 7001 Lincoln Drive West, Marlton, NJ 08053 be appointed Financial Consultant for the Sale of Bonds of the Township of Berlin for a period of one year (1) commencing January 1, 2013 until December 31, 2013 to perform the professional services ordinarily provided by a Financial Consultant of the State of New Jersey, and to receive such compensation as may be reasonable for such services.

Said **PHILIP A. NORCROSS** is the person authorized by law to practice a recognized profession in the State of New Jersey, said practice is regulated by the laws of this State; to wit, the profession of registered Attorneys. These professional services are necessary and are required by this municipality.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-5. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 6 APPOINTMENT OF CONSTRUCTION INSPECTION ENGINEER

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contract for "Professional Services" " under the fair and open contract provisions of N.J.S.A.19:44A-20.4 et seq; and must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, that **KEY ENGINEERS ,ADAMS REHMANN & HEGGAN ASSOCIATION** and **T&M ASSOCIATES** be appointed the Construction Inspection Engineers of the Township of Berlin for a term of one year commencing January 1, 2013 until December 31, 2013, to perform professional services ordinarily provided by and required of a Construction Inspection Engineer. These professional services are necessary and are required by this municipality.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-6. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2013 - 7 APPOINTMENT OF CONFLICT ATTORNEY

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:1-11-1 et seq.) requires that the Resolution authorizing the award of contract for "Professional Services" under the fair and open process must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, that **JACK L. TURNER**, of 165 Bate Avenue, be appointed the Conflict Attorney of the Township of Berlin for a period of one year (1) commencing January 1, 2013 until December 31, 2013 to perform professional services ordinarily provided by and required of a Conflict Attorney, and to receive such compensation as may be reasonable for such services.

Said **JACK L. TURNER, ESQUIRE**, is a person authorized by law to practice a recognized profession in the State of New Jersey, which practice is regulated by the laws of this State; to wit, the profession of Conflict Attorney. These professional services are necessary and are required by this municipality.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-7. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-8 COMMITTEES OF COUNCIL (FINANCE)

WHEREAS, N.J.S.A. 40:69A-123 et seq., provides for the appointment and designation of Committees of Council;

NOW, THEREFORE, I PHYLLIS A. MAGAZZU, Mayor of the Township of Berlin, hereby appoint **LORI A. CAMPISANO, CHRISTOPHER MORRIS** to serve on said Finance Committee.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-8. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-9 APPOINTMENT OF A QUALIFIED PURCHASING AGENT

WHEREAS, N.J.A.C. 5:34-5 et seq. establishes the criteria for qualifying as a Qualified Purchasing Agent; and

WHEREAS, Lori Campisano possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C. 5:34-5 et seq.; and

WHEREAS, Lori Campisano desires to take advantage of the increased bid threshold:

BE IT FURTHER RESOLVED, that the governing body hereby appoints Lori Campisano as the Qualified Purchasing Agent to exercise the duties of a purchasing agent pursuant to N.J.S.A. 40A: 11-2(30), with specific relevance to the authority, responsibility, and accountability of the purchasing activity of the contracting unit; and

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-9. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-10 APPOINTMENT OF IMPROVEMENT SEARCH CLERK

BE IT RESOLVED by the Mayor and Township Council of the Township of Berlin, that **CATHERINE UNDERWOOD** be and is hereby appointed Improvement Search Clerk effective January 1, 2013 until December 31, 2013.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-10. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-11 APPOINTMENT OF TAX SEARCH CLERK

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that **DIANE M. ZOPPEL** be and is hereby appointed **Tax Search Clerk** for the Township of Berlin, effective January 1, 2013 and terminating December 31, 2013.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-11. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 12 APPOINTMENT OF SEWER DEPARTMENT CLERK

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that **DIANE M. ZOPPEL** be and is hereby appointed Sewer Clerk for the Township of Berlin, effective January 1, 2013 and terminating December 31, 2013

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-12. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-13 APPOINTMENT OF DEPUTY TAX COLLECTOR

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that **DANA O'HARA** be and is hereby appointed Deputy Tax Collector effective January 1, 2013 until December 31, 2013.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-13. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-14 APPOINTMENT OF C-2 OPERATOR

BE IT RESOLVED by the Mayor and Council of the Township of Berlin, Camden County, New Jersey that **CHARLES RIEBEL JR.** be and is hereby appointed the C-2 Operator of the Sewer Department of the Township of Berlin, effective January 1, 2013 until December 31, 2013.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-14. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 15 APPOINTMENT OF AN INSURANCE BROKER

WHEREAS, there exists a need for the appointment of an Insurance Broker to provide insurance coverage to the Township of Berlin; and

WHEREAS, the maximum of the insurance premium is \$ _____ and funds are available in an appropriation entitled Insurance and have been certified by the Local Finance Officer; and **WHEREAS**, the Local Public Contracts Law requires that the Resolution authorizing the award of contracts for "Professional Services" without competitive bids and the Contract itself to be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that:

1. The Mayor be authorized to execute the Agreement with **CONNER STRONG**., as Broker of Record to the Township for a period commencing January 1, 2013 until December 31, 2013.
2. This Contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1) (a) of the Local Public Contract Law.
3. A notice of this action shall be printed once in the designated legal newspaper of the Township of Berlin.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-15. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-16 APPOINTMENT OF COMMISSIONER AND ALTERNATE FOR JOINT INSURANCE FUND

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the following appointments to the Joint Insurance Fund Committee be and they are hereby made as follows, commencing January 1, 2012

- | | | |
|----------------------------|---|------------------------------------|
| CATHERINE UNDERWOOD | - | FUND COMMISSIONER |
| PHYLLIS MAGAZZU | - | ALTERNATE FUND COMMISSIONER |
| CHUCK RIEBEL | - | SAFETY DELEGATE |
| CHRISTOPHER MORRIS | - | ALTERNATE SAFETY DELEGATE |
| MICHAEL C. AVALONE | - | RISK MANAGEMENT CONSULTANT |

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-16. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 17 APPOINTMENT OF PUBLIC AGENCY COMPLIANCE OFFICER

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that it hereby appoints **CATHERINE UNDERWOOD** as the Public Agency Compliance Officer until December 31, 2013.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-17. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 18 APPOINTMENT OF ZONING OFFICER

WHEREAS, N.J.S.A. 40:69A-122 provides that the Mayor, with the advice and consent of the Council, shall appoint such other officers as may be provided for the Office of Zoning Officer;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, that **ROBERT MARTIN** be appointed the Zoning Officer, commencing January 1, 2013 until December 31, 2013.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-18. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-19 APPOINTMENT OF LIBRARIAN

BE IT RESOLVED by the Mayor and Township Council of the Township of Berlin, that **MARY HOLT** be and is hereby appointed Librarian effective January 1, 2013 until December 31, 2013.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-19. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 20 APPOINTMENT OF PUBLIC DEFENDER

WHEREAS, N.J.S.A. 40:69a-122 provides that the Mayor with the advice and consent of the Council shall appoint such other officers as may be provided by ordinance; and

WHEREAS, Section 3-2E of the Code of the Township of Berlin provides for the office of the Municipal Court;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the following appointment be made for the year commencing January 1, 2013 until December 31, 2013.

PUBLIC DEFENDER - ROBERT E. DEPERSIA, II

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-20. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-21 APPOINTMENT OF MUNICIPAL PROSECUTOR

WHEREAS, N.J.S.A. 40:69A-122 provides that the Mayor, with the advice and consent of the Council, shall appoint such other officers as may be provided by Ordinance; and

WHEREAS, Section 3-2E of the Code of the Township of Berlin provides for the office of the Municipal Court;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the following appointment be made for the year commencing January 1, 2013 until December 31, 2013

PROSECUTOR - DONNA SIGEL PLATT

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-21. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 22 APPOINTMENT OF DEPUTY COURT ADMINISTRATOR

WHEREAS, N.J.S.A. 40-69a-122 provides that the Mayor with advice and consent of the Council, shall appoint such other officers as may be provided by Ordinance;

WHEREAS, Section 3-2E of the Code of the Township of Berlin provides for the Office of the Municipal Court;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, in the County of Camden, State of New Jersey, that the following appointments be made as follows:

DEPUTY COURT ADMINISTRATOR -VICKI TAYLOR until December 31, 2013

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-22. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 23 APPOINTMENT OF EMERGENCY MANAGEMENT DEPUTY COORDINATOR

WHEREAS, N.J.S.A. 40:69A-122 provides that the Mayor with the advice and consent of Council, shall appoint such officers as may be provided by ordinance; and

WHEREAS, 3-2 of the Code of the Township of Berlin provides for the appointment of Emergency Management Deputy Coordinators;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that **CHRISTOPHER MORRIS, MICHAEL SCHAFFER, JOSEPH CORNFORTH, JOSEPH JACKSON Sr.** be and hereby appointed Emergency Management Deputy Coordinator for the Township of Berlin for a term commencing January 1, 2013 until December 31, 2013.

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-23. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 24 APPOINTMENT OF LOCAL EMERGENCY PLANNING COMMITTEE

WHEREAS, N.J.S.A. 40:69A-122 provides that the Mayor with the advice and consent of the Council, shall appoint such other officers as may be provided by ordinance;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, that the following persons be and they are hereby appointed Emergency Management Advisory Council members until December 31, 2013.

**JOSEPH JACKSON SR.
PHYLLIS MAGAZZU
CHRISTOPHER MORRIS
STUART PLATT
CHARLES J. RIEBEL, JR.
CATHERINE UNDERWOOD
ANTHONY COLAVECCHIO
LEONARD CHECK
MELLISSA DILUZIO
LOUIS DE MARCO JR.
JOSEPH CORNFORTH
MICHAEL SCHAFFER
TERESA VANDERGRIFT
ROBERT JOHNSON
JOSEPH M. JACKSON JR.
WILLIAM PUFTA
WILLIAM FITZ**

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-24. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-25 APPOINTMENT OF MSI PLANNING COORDINATOR

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that

CHARLES RIEBEL is hereby appointed MSI Planning Coordinator; and

BE IT FURTHER RESOLVED, that **CHRISTOPHER MORRIS** is hereby appointed Deputy MSI Planning Coordinator commencing January 1, 2013 until January 31, 2013.

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-25. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 26 APPOINTMENT OF A MUNICIPAL COORDINATOR FOR DISABLED

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that **THERESA VANDERGRIFT** be and is hereby appointed the Municipal Coordinator for the Disabled commencing January 1, 2013 until December 31, 2013.

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-26. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 27 APPOINTMENT OF COORDINATOR ON AGING

WHEREAS, N.J.S.A. 40:69A-122 provides that the Mayor with the advice and consent of the Council, shall appoint such other officers as may be provided by ordinance; and **NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Berlin that **THERESA VANDERGRIFT** be and is hereby appointed Coordinator on Aging for the Township of Berlin commencing January 1, 2013 until December 31, 2013.

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-27. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 28 APPOINTMENT OF SECRETARY BOARD OF HEALTH

WHEREAS, N.J.S.A. 40:69A-122 provides that the Mayor with the advice and consent of Council, shall appoint such other officers as may be provided by ordinance; and **NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Berlin that **JOSHUA SHELLENBERGER** be and is hereby appointed for the Township of Berlin as Secretary of the Board of Health Commencing January 1, 2013 until December 31, 2013.

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-28. Resolution adopted by call of the roll, four members present voting in the affirmative. Mayor Magazzu abstained.

RESOLUTION 2013- 29 APPOINTMENT OF BUILDING MAINTENANCE

BE IT RESOLVED by the Mayor and Township Council of the Township of Berlin, that **JOSHUA SHELLENBERGER** be and is hereby appointed as Property Maintenance Inspector for a term commencing January 1, 2013 until December 31, 2013.

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-29. Resolution adopted by call of the roll, four members present voting in the affirmative. Mayor Magazzu abstained.

RESOLUTION 2013- 30 APPOINTMENT OF PROPERTY MAINTENANCE INSPECTOR

BE IT RESOLVED by the Mayor and Township Council of the Township of Berlin, that **JOSHUA SHELLENBERGER** be and is hereby appointed as Property Maintenance Inspector for a term commencing January 1, 2013 until December 31, 2013.

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-30. Resolution adopted by call of the roll, four members present voting in the affirmative. Mayor Magazzu abstained.

RESOLUTION 2013-31 RESOLUTION APPOINTMENT OF COUNCIL LIAISON FOR NEIGHBORS HELPING NEIGHBORS

BE IT RESOLVED by the Mayor and Township Council of the Township of Berlin, that **JEROME McINTOSH** , **MARION BODANZA** and **FRANK EPIFANIO** be and is here by appointed liaison for neighbors helping neighbors effective January 1, 2013 until December 31, 2013

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-31. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-32 APPOINTMENT OF A ANIMAL CONTROL OFFICER

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that **JOSHUA SHELLENBERGER** be and is hereby appointed the Animal Control Officer for the Township of Berlin commencing January 1, 2013 until December 31, 2013.

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-32. Resolution adopted by call of the roll, four members present voting in the affirmative. Mayor Magazzu abstained.

RESOLUTION 2013-33 APPOINTMENT OF ADMINISTRATIVE SECRETARY LAND USE OFFICE

BE IT RESOLVED by the Mayor and Township Council of the Township of Berlin, that **KELLEY McCAULEY** be and is hereby appointed Administrative Secretary Land Use Office effective January 1, 2013 until December 31, 2013.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-33. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 34 APPOINTMENT OF MEMBERS TO THE PLANNING BOARD

WHEREAS, N.J.S.A. 30:44-1.4 provides for the creation, membership and terms of a PLANNING BOARD; and

WHEREAS, Section 20-2 et seq., of the Code of the Township of Berlin provides for the creation of a PLANNING BOARD shall consist of the following;

ANDREW SIMONE- Class IV **Chairman** to 12-31-15

CRAIG DEGEORGE – Class IV Member to12-31-15

JOE PANTANO- Class IV Member 12-31-14

FRANK McHENRY- Class IV **Vice-Chairman** to 12-31-15

JOHN BALISKI- Alternate I to 12-31-14

SAM SYKES Alternate II to 12-31-14

MICHAEL DEPALMA – Class II Construction Code Official until
December 31, 2013

CHRISTOPHER MORRIS – Class III Councilperson to 12-31-2013

PHYLLIS MAGAZZU – Class I Mayor to 12-31-13

DAVID CARLAMERE- Solicitor to 12-31-13

DAVID ROWAN- Solicitor to 12-31-13

NOW, THEREFORE, BE IT RESOLVED that the above named individual shall serve his respective term pursuant to the provisions set forth in the New Jersey Statutes Annotated 40:55-1 et seq., and pursuant to the Code of the Township of Berlin, Section 20-1 et seq.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-34. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013--35 APPOINTMENT OF CONSTRUCTION CODE OFFICIAL

WHEREAS, N.J.S.A. 40:69A-122 provides that the Mayor with the advice and consent of the council, shall appoint such other officers as may be provided by ordinance; and

WHEREAS, Chapter 3, Section 3-6C of the Township of Berlin Code provides for the Office of Inspections;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that **MICHAEL DEPALMA**, be and is hereby appointed Construction Code Official for a four year term commencing January 1, 2013 until December 31, 2016.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-35. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-36 APPOINTMENT OF PLUMBING INSPECTOR/PLUMBING SUB-CODE OFFICIAL

WHEREAS, N.J.S.A. 40:69A-122 provides that the Mayor with the advice and consent of the council, shall appoint such other officers as may be provided by ordinance; and

WHEREAS, Chapter 3, Section 3-6C of the Township of Berlin Code provides for the Office of Inspections;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that **MICHAEL DEPALMA**, be and is hereby appointed Plumbing Inspector/Plumbing Sub-Code Official for a four year term commencing January 1, 2013 until December 31, 2016.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-36. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 37 APPOINTMENT OF COORDINATOR FOR CLEAN COMMUNITIES MODEL PROGRAM

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that **CHUCK RIEBEL** is hereby appointed as Coordinator for the Clean Communities Model Program I and that the Public Works Department of the Township of Berlin, be designated the Agency responsible for grant implementation effective January 1, 2013.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-37. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 38 RESOLUTION AUTHORIZING THE APPOINTMENT OF REPRESENTATIVE AND ALTERNATE TO THE CAMDEN COUNTY COMMUNITY DEVELOPMENT ADVISORY BOARD

WHEREAS, there is hereby established an annual requirement of a Municipality to appoint a voting representative, and alternate to the Camden County Community Development Advisory Board; and

WHEREAS, the Township of Berlin wishes to continue to be a voting member of said board in conjunction with the existing Cooperation Agreement;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that **MARION BODANZA** is hereby appointed to serve as the representative from the Township of Berlin to the Camden County Community Development Advisory Board and

FURTHER, JEROME McINTOSH and FRANK EPIFANIO is hereby appointed to serve as the alternate members,

FURTHER, a certified copy of this Resolution is to be submitted to the County Community Development Office.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-38. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 39 APPOINTMENT OF PLANNING BOARD SOLICITOR

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contract for "Professional Services" without competitive bids must be publicly advertised;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, that **DAVID CARLAMERE & DAVID ROWAN ESQUIRE**, of CARLAMERE, ROWAN AND SCHEMANSKI of Cherry Hill, NJ be appointed the Planning Board Attorney of the Township of Berlin for a period of one year (1) commencing **January 1, 2013 until December 31, 2013** to perform professional services ordinarily provided by and required of a Planning Board Attorney, and to receive such compensation as may be reasonable for such services. Said **DAVID CARLAMERE & DAVID ROWAN ESQUIRE**, is a person authorized by law to practice a recognized profession in the State of New Jersey, which practice is regulated by the laws of this State; to wit, the profession of Planning Board Attorney. These professional services are necessary and are required by this municipality.

Motion by Councilman McIntosh, second by CouncilWoman Bodanza to adopt Resolution 2013-39. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 40 AUTHORIZING PURCHASES THROUGH STATE CONTRACTS

WHEREAS, the Township of Berlin may, pursuant to N.J.S.A.40A:11-12, purchase materials, supplies and equipment under contracts entered into on behalf of the State of New Jersey by the Division of Purchases and Property in the Department of the Treasury; and

WHEREAS, purchases under the aforesaid State Contracts may be made by the Township without the necessity of advertising for bids or may be made in cases where advertisements for bids have produced either no bids or have produced rejected bids; and

WHEREAS, it is contemplated that it will be necessary or desirable to obtain materials, supplies, and equipment under said State Contracts, during the year 2013;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that Department Heads are hereby authorized to purchase, without the necessity of a separate resolution, such materials, supplies, and equipment as shall be available under State Contract, to the Township pursuant to N.J.S.A.40A:11-12, in those cases 1) where it is desirable and in the best interests of the Township of Berlin to make such purchases and 2) where the amount of the

purchase, with regard to the aggregation of like purchases made at separate times in the year 2013, is less than the threshold set in accordance with N.J.S.A. 40A:11-3; and

BE IT FURTHER RESOLVED that all purchases by the Township of Berlin pursuant to N.J.S.A. 40A:11-12 which are, with regard to aggregation, in excess of the bid limit established pursuant to N.J.S.A. 40A:11-3, shall be the subject of a separate authorizing resolution by the Mayor and Council of the Township of Berlin

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-40. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 41 DESIGNATION OF OFFICIAL DEPOSITORY FOR THE YEAR 2013

WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state;

NOW, THEREFORE, BE IT RESOLVED on the 7th day of January, 2013, by the Mayor and Council of the Township of Berlin, County of Camden, State of New Jersey, that **BANK OF AMERICA** be and is hereby designated as depositories for the Township of Berlin for the year 2013.

Prior to the deposit of any municipal funds in the above-mentioned depositories, said bank shall file with the Chief Financial Officer a statement indication that the bank is covered under the Government Units Deposit Protection Act (RS. 17:9-41).

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-41. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 42 DESIGNATION OF BANKS FOR INVESTMENT PURPOSES

WHEREAS, there will be excess Berlin Township funds from time to time; and

WHEREAS, it is in the best interest of the Township of Berlin to invest these funds at the highest rate of interest available;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the Treasurer be and hereby authorized to invest these funds in the following banks:

BANK OF AMERICA

SOVEREIGN BANK

**WACHOVIA BANK
BERLIN NJ**

STATE OF NEW JERSEY CASH MANAGEMENT FUND

Any other banks with GUDPA certification

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-42. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 43 DESIGNATION OF OFFICIAL NEWSPAPERS

WHEREAS, Section 3 of the Open Public Meetings Act, Chapter 231, P.L., 1975, requires that certain notice of meetings be submitted to two (2) newspapers, one of which shall be the official newspaper; and

WHEREAS, the second newspaper designated by this body must be the one which has the greatest likelihood of informing the public within the jurisdictional boundaries of this body of such meeting;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and council of the Township of Berlin, County of Camden, State of New Jersey as follows:

1. **COURIER POST**, Cherry Hill, New Jersey, and **RECORD BREEZE**, Blackwood, New Jersey are hereby designated as the official newspaper of the township. The designation of the newspapers shall be for a period of one (1) year commencing January 1, 2013 until December 31, 2013.
2. It is the opinion of this body that the above named newspapers have the greatest likelihood of informing the public within the jurisdictional area of this body of such meetings.

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-43. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 44 RESOLUTION ADOPTING THE CASH MANAGEMENT PLAN OF THE TOWNSHIP OF BERLIN

WHEREAS, N.J.S.A.40A:5-14 requires every municipality to adopt a Cash Management Plan;

WHEREAS, the attached plan, which has been prepared pursuant to the provisions of N.J.S.A.40A:5-14, sets forth the basis for the deposits and investments of certain public funds of the Township of Berlin;

NOW, THEREFORE, BE IT RESOLVED that the Cash Management Plan be adopted and in effect for the period January 1, 2013 through December 31, 2013. A copy of said plan is on file in the office of the Township Clerk.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-44. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 45 AUTHORIZING CONTRACT FOR EXTRAORDINARY, UNSPECIFIED SERVICES

WHEREAS, there exists a need for prescription insurance coverage; and

WHEREAS, the maximum amount of the contract is \$ 400,000.00 and said funds are available in an appropriation entitled Group Insurance and have been certified by the local finance officer, said certification being attached; and

WHEREAS, N.J.S. 40A:11-1 et seq. requires that the resolution authorizing the award of contracts for "Extraordinary, Unspecifiable Services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified that this meets the statute and regulations governing the award of said contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin as follows:

1. The Mayor and Township Clerk are hereby authorized and directed to execute the attached agreement with Bollinger, Inc.
2. This contract is awarded without competitive bidding as an “Extraordinary Unspecifiable Service” in accordance with 40A:11-5(l)(a) of the Local Public Contracts Law because it cannot be reasonably described in written specifications and insurance qualifies as a EUS under the provisions of the statute.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-45. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 46 AUTHORIZING CONTRACT FOR EXTRAORDINARY, UNSPECIFIED SERVICES

WHEREAS, there exists a need for dental insurance coverage; and

WHEREAS, the maximum amount of the contract is \$ 55,000.00 and said funds are available in an appropriation entitled Group Insurance and have been certified by the local finance officer, said certification being attached; and

WHEREAS, N.J.S. 40A:11-1 et seq. requires that the resolution authorizing the award of contracts for “Extraordinary, Unspecifiable Services” without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified that this meets the statute and regulations governing the award of said contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin as follows:

3. The Mayor and Township Clerk are hereby authorized and directed to execute the attached agreement with Delta Dental Plan of NJ.
4. This contract is awarded without competitive bidding as an “Extraordinary Unspecifiable Service” in accordance with 40A:11-5(l)(a) of the Local Public Contracts Law because it cannot be reasonably described in written specifications and insurance qualifies as a EUS under the provisions of the statute.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-46. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 47 AUTHORIZING CONTRACT FOR EXTRAORDINARY, UNSPECIFIED SERVICES

WHEREAS, there exists a need for dental insurance coverage; and

WHEREAS, the maximum amount of the contract is \$ 5,000 and said funds are available in an appropriation entitled Group Insurance and have been certified by the local finance officer, said certification being attached; and

WHEREAS, N.J.S. 40A:11-1 et seq. requires that the resolution authorizing the award of contracts for “Extraordinary, Unspecifiable Services” without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified that this meets the statute and regulations governing the award of said contract;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin as follows:

5. The Mayor and Township Clerk are hereby authorized and directed to execute the attached agreement with Assurant Employee Benefits Insurance Company
6. This contract is awarded without competitive bidding as an "Extraordinary Unspecifiable Service" in accordance with 40A:11-5(l) (a) of the Local Public Contracts Law because it cannot be reasonably described in written specifications and insurance qualifies as a EUS under the provisions of the statute.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2013-47. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 48 RESOLUTION TO SET THE INTEREST RATE CHARGES ON DELINQUENT TAXES

WHEREAS, R.S. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for nonpayment of taxes or assessments subject to any abatement or nonpayment of taxes or assessments subject to any abatement or discount for the late payment of taxes as provided by law; and

WHEREAS, R.S. 54:4-67 has been amended to permit the fixing of said rate of 8% on the first \$1,500.00 of the delinquency and 18% on any amount in excess of \$1,500.00.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, State of New Jersey, as follows:

1. The Tax Collector is hereby authorized and directed to charge 8% on the first \$1,500 of taxes becoming delinquent after due date and 18% on any amount of taxes in excess of \$1,500.00 becoming delinquent after due date, subject to any abatement or discount for the late payment of taxes as provided by law.
2. There will be a ten (10) day grace period for quarterly tax payments made by cash, check or money order.
3. This resolution shall be published in its entirety once in the Record Breeze Newspaper.
4. A certified copy of this resolution shall be provided by the Office of the Township Clerk to each of the following:
 - a) Tax Collector
 - b) Township Attorney
 - c) Township Auditor
 - d) Department of Financial Services

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-48. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 49 RESOLUTION TO SET THE INTEREST RATE CHARGED ON DELINQUENT SEWER BILLS

WHEREAS, R.S. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for nonpayment of sewer bills subject to any abatement or discount for the late payment of sewer bills as provided by law; and

WHEREAS, R.S. 54:4-67 has been amended to permit the fixing of said rate of 18% per annum.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, State of New Jersey, as follows:

1. The Tax Collector is hereby authorized and directed to charge 18% per annum of sewer bills becoming delinquent after due date, subject to any abatement or discount for the late payment of sewer bills as provided by law.
2. There will be a ten (10) day grace period for quarterly sewer payments made by cash, check or money order.
3. This resolution shall be published in its entirety once in the Record Breeze Newspaper.
4. A certified copy of this resolution shall be provided by the Office of the Township Clerk

to each of the following:

- a) Tax Collector
- b) Township Attorney
- c) Township Auditor
- d) Department of Financial Services

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-49. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 50 RESOLUTION TO ADD SURCHARGE ON DELINQUENT REAL ESTATE TAXES OVER \$10,000.00

WHEREAS, pursuant to N.J.S.A. 54:4-67, , the Governing Body of a Municipality may establish a penalty to be assessed to a taxpayer with a delinquency in excess of \$10,000.00 and who fails to pay that delinquency prior to the end of the fiscal year.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of Berlin that it hereby authorizes a 6% penalty to be assessed on any tax delinquency in excess of \$10,000.00 where said delinquency has not been paid prior to the end of the fiscal year.

BE IT FURTHER RESOLVED that this Resolution shall become effective on the date of its adoption.

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-50. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 51 RESOLUTION SETTING FEE FOR EXECUTION OF DUPLICATE TAX SALE CERTIFICATE NJSA 54:5-52-1

WHEREAS, in case of the destruction or loss of a tax title certificate which was issued by the Township of Berlin in the State of New Jersey held in the municipality, the collector of taxes in said municipality shall issue and execute a new certificate of tax sale in place of the one which has been destroyed or lost, and;

WHEREAS, the tax collector shall be duly authorized to do so by resolution of the governing body of said municipality, and;

WHEREAS, the municipality may charge a fee not to exceed \$100 for such a duplicate certificate, so;

THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the costs for such duplicate certificate is set at \$100.

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-51. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 52 RESOLUTION AUTHORIZING THE TAX COLLECTOR TO SET UP PARTIAL PAYMENT AGREEMENTS FOR CURRENT TAXES N.J.S.A. 54:5-68

WHEREAS, the owners of property located in the Township of Berlin, would like the opportunity to pay taxes on a timely basis in monthly installments, and;

WHEREAS, no delinquencies are recorded and current year real estate taxes are being paid in these monthly payments, and;

WHEREAS, payments will be due the first day of each month with a ten day grace period, so;

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Berlin that pursuant to New Jersey Statutes Annotated, authorization is granted to allow the Tax Collector to enter into an agreement for monthly installments upon request of the owner on any property within the Township of Berlin for the payment of current taxes through monthly installments, and;

BE IT FURTHER RESOLVED, that if these monthly installments fall delinquent more than ten days after the due date, then such agreement shall be void and the delinquency will revert back to the original date and the Township shall enforce the delinquency allowed by statute.

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-52. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 53 RESOLUTION TO SET A SERVICE CHARGE FOR RETURNED CHECKS

WHEREAS, N.J.S.A. 40:5-18 states that a governing body may provide for the imposition of a service charge to be added for a check returned for insufficient funds not to exceed \$20.00.

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that in accordance with the above stated statute the fee of \$20.00 will be assessed for each check returned for insufficient funds.

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-53. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-54 RESOLUTION TO SET THE TIMES AND DATES FOR THE BERLIN OF TOWNSHIP ANNUAL MEETINGS

The following is the schedule of the regular meetings of the Mayor and Council of the Township of Berlin. All meeting shall be held at the Berlin Township Municipal Hall at 135 Route 73 South, Berlin Township, New Jersey. Meetings will be held on the Second and Fourth Monday of the month at 6:30 p.m. Please note that the first four months of 2013 the meetings shall start at 5:00 p.m., in an effort to save energy during the daylight saving time. If a legal holiday falls on a meeting date then the meeting will be cancelled. Meetings for the year 2013 will be held as follows:

2013 Meeting Dates

The following 4 months the meeting will begin at 5:00 pm *

January *	28
February *	11
February *	25
March *	11
March *	25
April *	8
April *	22

The following 8 months the meeting will begin at 6:30 pm

May	13
June	10
July	1
August	5
September	9
September	23
October	28
November	25
December	16

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2013-54. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013- 55 ADOPTING ROBERT’S RULES OF ORDER TO GOVERN THE CONDUCT OF ALL MEETINGS OF THE TOWNSHIP OF BERLIN

WHEREAS the Mayor and Council of the Township of Berlin shall conducted meetings and;

WHEREAS Robert’s Rules of Order are rules and regulations needed to conduct the business of a meeting.

BE IT RESOLVED by the Mayor and Council of the Township of Berlin, in the County of Camden, that all meetings of the Township Council shall be governed by, and conducted in accordance with, Robert’s Rules of Order.

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-55. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-56 AUTHORIZING THE FILING OF TAX APPEALS

WHEREAS, there exists a need for filing of Tax Appeals for the Township of Berlin; and

NOW, THERFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, State of New Jersey that authorization is given to ANTHONY COLAVECCHIO, Tax Assessor to file these Tax Appeals on behalf of the Township of Berlin in all property tax matters

Motion by Councilman Epifanio, second by Council President Morris to adopt Resolution 2013-56. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2013-57 CONTINUING RESOLUTION

WHEREAS, it is the policy of the Mayor and Council of the Township of Berlin to review and examine all previously adopted Resolutions;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, that all appointments, ordinances, amendments and supplements thereto, including all resolutions of the Township of Berlin heretofore in existence as of December 31, 2012, may continue for a period of sixty (60) days or at the pleasure of the Mayor and Council except in so far as they may be inconsistent with any and all appointments, ordinances, amendments and supplements adopted by the Mayor and Council of the Township of Berlin on this date, January 3, 2013.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2013-57. Resolution adopted by call of the roll, five members present voting in the affirmative.

PUBLIC PORTION

Motion by Council President Morris, second by Councilman Epifanio to open the meeting to the public. Motion carried by voice vote, all present voting in favor. Mayor Magazzu opened the meeting to the public.

Richard Grabowski, 200 Centaurian Drive asked if all the appointment tonight were paid by salaries.

Council replied no not all of them are paid positions, Planning Board is not a paid appointment.

Mr. Grabowski asked about the newspapers and stated that Mayor and Council are suppose to keep our taxes down but they are still going up. He also asked what is Roberts Rules and what is the resolution for filing of tax appeals.

Motion by Council President Morris, second by Councilman Epifanio to close the meeting to the public. Motion carried by voice vote, all present voting in favor. Mayor Magazzu closed the meeting to the public.

Mayor and Council Responded

Mayor responded that we have two designated newspapers the Courier Post and the record breeze the Courier we can advertise on a daily basis and the Record Breeze is a weekly paper.

Mayor stated as for the appointments one employee may be appointed to several positions but is salary so they would not get paid for each one. And the Robert Rules is the general way that we conduct a meeting, vote on thing with motions and seconds.

Council president Morris stated that on the Tax appeals anyone can file a tax appeal.

Greetings and statements from Mayor and Council

Councilman Epifanio

Good Evening Mayor, Fellow members of Council and residents of Berlin Township.

Holding elected office is a public trust, and I am proud and humbled that the citizens of Berlin Township chose me and my colleague and friend Jerome McIntosh to serve them for another three years. My pledge to you is to continue working on the vision that Jerome and I campaigned on, which is increasing, shared services, controlling municipal spending, and promoting local businesses which will help attract good jobs to Berlin Township. By continuing these programs we the Mayor and Council will continue in our efforts to keep municipal tax at a reasonable rate in these though economical times.

I also pledge to continue working with my colleagues to “Think outside the box” for new and innovative ways to control and curb spending, which will translate into real municipal savings.

And my final pledge is to continue working with our Mayor and my fellow Council members to unify our great Township and bring all residents together for the greater good of Berlin Township.

May God Bless Berlin Township and May God Bless America.

Councilman McIntosh

Jerome thanked his family for supporting him during this election. Jerome stated that he was truly thankful for his re-election.

Councilwoman Bodanza

Councilwoman Bodanza stated that she is glad to have the Councilmember back and is looking forward working with them this coming year. She wished everyone a very Happy and Healthy New Year.

Council President Morris

Congratulations to my dear friend and colleague Jerome McIntosh on your re-election to another term on this auspicious body – thanks to the voters of Berlin Township for giving you (and Frank) their votes so that you're able to continue to work with us on behalf of the residents of our great community – all the best for another successful term!

Congratulations to our new comer and also someone I refer to as my friend Frank Epifanio on your election to a full term on Council – you're a bright young man of strong faith and with some interesting new ideas and I trust you're ready for the challenge!

I look forward to continuing to work with my friends Councilwoman Marion Bodanza and of course our team leader Mayor Phyllis Magazzu for the good of Berlin Township. Both of these ladies are involved for all of the right reasons, care tremendously about our town and it shows in all that they do – I'm certain they will continue to work as hard or harder than anyone else to get the job done!

Thank you to all of my colleagues for once again selecting me to serve as Council President – I will continue to work with each of you to the best of my ability to keep Berlin Township heading in the right direction.

Thanks to our hard working and dedicated employees for everything you do for our community. We may not say it often enough but we do appreciate all that you do for Berlin Township.

Finally, thanks to my family - my wife Christine and my children Gabrielle and Christopher - I sincerely appreciate all of the understanding, patience, support and love that you provide me as I go about doing what I love doing for the citizens of Berlin Township!

All the best for a Happy & Healthy New Year! Peace be with you and may god bless each of us and keep us safe in 2013.

Mayor Phyllis Magazzu

Tonight I will begin my 22nd year on council, and I am excited today as I was in 1991 about our town and the role that I have in being part of its future and it's history. As I look back over the years, we have accomplished a lot. I also look forward to the years to come. I was born in Berlin Township and will always consider it my home.

First I would like to congratulate Jerome and Frank as our newly elected councilmen. Jerome you are not new to the town and Frank we have had the great opportunity to work with you over the last year! Jerome, with all of your history of our town and Frank with all your new fresh ideas, you both offer a lot to our residents.

I'd like to thank all the Township employees for their hard work day in and day out. They are truly the backbone of our town. All departments, Police, Public Works and Administration have done, just like they have in previous years and unbelievable job! Cathy, Lori and all the girls and guys in the administration offices, we all work together on a daily basis and I could not ask for a better dedicated, professional group of employees, thank you!

I usually say a few words for each department and department heads, but this year we have come up with a vision plan that I would like to read. I know how all of the department heads and employees will miss my comments, but I have something prepared that I can read each of you individually at a later time if wanted.

Our Vision Plan for Berlin Township

Continue to maintain our designation as one of the Top Ten Financially Sound Municipalities in the State of New Jersey.

Continue to maintain the top notch level of municipal services (Police, Public Works and Municipal/Financial Administration) our residents have appreciated for many years.

Continue to maintain an open and transparent form of municipal government where our residents feel comfortable and respected when dealing with municipal officials.

Continue to recognize and celebrate the contributions and heritage of the Berlin Township Senior Citizens, Veterans, Minorities, Volunteers, Good Neighbors and the Business Community.

Continue to stand up and advocate for our fair share from the County, State and Federal Governments.

Continue to provide a decent level of pay and benefits to our municipal employees who proudly serve our citizens on the front line each and every and deserve to be treated fairly in their employment contracts while also keeping in mind the needs, wants and financial burdens of the residents of Berlin Township.

Continue to seek private sector or shared service opportunities to utilize the open space in the Town Hall in an effort to offset the costs associated with operating the facility.

Continue to publish in house and regularly distribute a low cost but high quality township newsletter so that all residents can continue to be informed of township / community business, events and special recognition opportunities.

Continue to focus on controlling municipal taxes and spending, share more services to cut costs, work on promoting local businesses to attract good jobs and do our best to

bring our community back together.

Continue pursuing the sale of the property on Bate Avenue where the old town hall used to be located. The highest and best use of this property would most

likely be residential building lots upon which some nice new homes could be built.

Continue pursuing the possible merger of the John McPeak Library with the School Library located within the Dwight D. Eisenhower School Building on Grove Avenue. This could result in a net savings to the township budget while increasing the hours and services of the existing school library. The current library building would be sold to a private entity while adjacent playground would be maintained and improved.

Continue to expand the usage of the township website in an effort to keep our residents informed on the services and news of our community and also implementing an informational line that will be available 7 days a week, 24 hours a day.

Continue to operate and promote such unique and worthwhile programs like the Fur Alert Program which has witnessed some success for our residents.

Continue to pursue the development of a low cost low maintenance Dog Park in Berlin Township enabling interested residents to bring their dogs to exercise and socialize with other dogs if interested.

Continue our annual Holiday Food Drive which this year provided for over 100 needy families in Berlin Township with the help and cooperation of the West Berlin Fire Department, Berlin Township Schools and the Berlin Township Police Department.

Continue to maintain our township road infrastructure, storm sewers, parks and playgrounds to the best of our ability and within reasonable annual capital budget amounts.

Continue to have joint working meetings with our School Board to discuss shared services and other ways to cut costs to our residents.

Continue to have meetings with our neighboring towns of Berlin Boro, Waterford Township, Pine Hill and Clementon comprised of the Mayors, Police Chiefs and Public Works Directors to foster open dialog between the entities

JANUARY 7, 2013

Continue to seek input from residents on the reorganization of the athletic programs in Berlin Township in an effort to maximize and grow our youth sports and community development programs.

I would like to just say a few words for our professional, that all do an outstanding job.

Stuart Platt, thanks for keeping us in line. And I know that is not always so easy. I always joke with him that he is too technical, because he does such an excellent job! Along with his entire office. Your knowledge of municipal government is by far the best! Thank you and I look forward to working with you in the future. I would also like to thank Donna Platt our Township Prosecutor for her expertise in representing out town. She is wonderful, caring individual.

Dave Carlamere and Dave Rowan, our planning board solicitors, thank you for the guidance you give to this department and board. They all have a lot of trust for the direction you give them.

To our bond council, Parker McCay, thank you! Phil it has been a pleasure to work with you. Your company has a great reputation and we are very comfortable with your guidance.

To our auditor, Bowman Company, thank you for your continued service. Joe Hoffman, your expertise in your field is greatly appreciated. You can be very proud of all of your employees that we work with; they all have done an excellent job.

In Closing I would again like to thank all of council for your dedication and individual knowledge each of you bring to this town. Chris we have worked together for a long time, and would not know what I or the Town would do with out you! I enjoy working with everyone of them, their commitment, dedication and knowledge is what makes our town truly a great place to live.

And final but definitely, not least, a big special thank you to my family! My mom, my best friend, my husband, my biggest supporter, thank you! To all my kids, don't worry, I'm not going to name them, thank you for sharing me with the town. I love you all, and I really am not lying when I tell you "I won't be long"

And I could not end the night without thanking all the residents of Berlin Township for giving me the honor to serve as your Mayor and wishing you a very happy and healthy New Year, God Bless each and everyone of you , and god bless America!

JANUARY 7, 2013

**RESOLUTION 2013- 58 RESOLUTION TO GO INTO EXECUTIVE SESSION
TO DISCUSS PERSONNEL MATTERS.**

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the Mayor and Council are now going into closed session to discuss personnel matters of the Township of Berlin.

Motion by Councilman McIntosh, second by Council President Morris to adopt Resolution 2013-58. Resolution adopted by call of the roll, five members present voting in the affirmative.

Adjourn

Motion by Council President Morris, second by Councilwoman Bodanza to adjourn the meeting at 5:30 pm. Motion carried by voice vote, all members present voting in the affirmative.

Meeting adjourned 5:30 pm

Catherine Underwood, Township Clerk