

MARCH 22, 2010

BI-MONTHLY MEETING OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BERLIN, CAMDEN COUNTY, NEW JERSEY, WAS HELD IN THE CONFERENCE ROOM OF THE SCHOOL BOARD ADMINISTRATIVE BUILDING, 225 GROVE AVENUE, WEST BERLIN, NEW JERSEY ON MONDAY MARCH 22, 2010 AT 6:30 P.M.

Mayor Magazzu opened the meeting and stated that pursuant to the requirements of the Open Public Meetings Law, notice of this meeting was advertised in the Record Breeze and posted on the bulletin board.

All in attendance joined in the Salute to the Flag.

ROLL CALL

Present- Councilman DiGangi, Councilman McIntosh, Council President Morris, Mayor Magazzu.

Also Present- Donafaye Zoll, Solicitor, Chuck Riebel, Engineer Michael McGee, Director Public Works, Joseph Jackson, Chief Of Police

Absent- Councilman Batten

Oath of Office : Police Officer Kirsten West

Promotion : Police Officer Ronald Silvestro to Sergeant

Mayor Phyllis Magazzu opened the meeting, with the swearing in of Police Officer Kirsten West, her date of hire will begin March 29, 2010

Mayor Phyllis Magazzu congratulated Officer Ronald Silvestro on his promotion to Sergeant.

GOOD AND WELFARE #1

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

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Larry Stellar, 367 Thurman Avenue spoke about the recent flooding in his basement and his neighbors on Thurman Avenue

P. Cubitt , 362 Thurman Avenue
M. Delfino, 354 Thurman Avenue
L. Ranieri, 365 Thurman Avenue

Mr. Stellar stated that with this crazy weather, it seems to appear that the water table has affected some of the residents on Thurman Avenue. We have water constantly running and flooding our basements. It looks like a river coming through. I got about 12 inches of water in my basement from the last storm. I have lived here about six years and have had dry basement. We feel that the water table was affected from the opening or configuration of the circle and we are here to see what you could do for us.

Mayor Magazzu stated that she has never had water in her basement and this pass storm she noticed water in her basement. Mayor asked the Township Engineer Chuck Riebel to respond.

Chuck Riebel said honestly I don't think the state is going to do anything. We can call them to see if they will come down and take a look at it but they are going to tell you that the flooding is from all the rain that we has from the fall and snow melting along with the high water table. Chuck stated that he will look at the map to see if there are any intermitted streams that flow when the water table is high in this area.

Mayor Magazzu replied that we will call the state and have our Engineer investigate the situation.

A resident asked if the Township was having any problems with squirrels and who should we to call if we have any problems.

Mayor Magazzu replied the Electric Company

Dominic Pinto, Lester Ave asked what was happening with the property next door to his in regards to the water.

Chuck Riebel, Township Engineer replied that he did a quick analysis on the property and recommends that we construct a storm water management facility.

Mayor Magazzu responded that we are going to sit down in the next few weeks to discuss some of our capital projects. Then we can see where we will be at.

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

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**FIRST READING ORDINANCE 2010- 2 AMENDING ORDINANCE 2009-17
FIXING AND DETERMINING SALARY RANGES FOR THE OFFICERS AND
EMPLOYEES OF THE TOWNSHIP OF BERLIN, COUNTY OF CAMDEN, NEW
JERSEY**

Motion by Councilman DiGangi, second by Council President Morris to adopt Ordinance 2010-2 on first reading by title. Ordinance adopted by call of the roll, four members present voting in the affirmative.

DEPARTMENTAL REPORTS

ENGINEER'S REPORT

A. CHANGE ORDERS AND VOUCHERS

No change orders or vouchers to report at this time.

B. ENGINEER'S REPORT

**1. SIDEWALK ALONG N.J.S.H. ROUTE 73, EDGEWOOD AVENUE TO
JACKSON ROAD, (N.J.D.O.T. FY 2008 AND FY2009 FUNDING -
\$320,000.00):**

We anticipate the submission of the design documents to The Pinelands Commission within the next week. We are hopeful that, within the next two to three months, The Pinelands Commission approves the proposed design.

The Pinelands Commission also requires that a newspaper notice be published in an official newspaper. We have prepared and will publish the notice so as to coincide with our submission to the Pinelands.

We have sent a letter to the N.J.D.O.T. Local Aid Office to advise them of the status of the application and the delays, related to the Pinelands review. We have requested that the approved funding be held in place as the Township fully intends to move forward with the project, once the approval of The Pinelands Commission is received.

**2. RESURFACING OF MT. VERNON AVENUE-FRANKLIN AVENUE TO
MINCK AVENUE [N.J.D.O.T. FY2010 MUNICIPAL AID FUNDING -
\$180,000.00] (KEI #506BT0509):**

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We have recommended that the Governing Body consider authorizing our office to perform the engineering and prepare the bid documents so that bids can be received, before the construction season. The timely bidding of N.J.D.O.T. funded projects also assists in obtaining future N.J.D.O.T. funds as additional ranking points are awarded to those municipalities, which spend the funds in a timely manner.

The N.J.D.O.T. has allotted \$180,000.00 for the project. The estimated construction cost is \$221,147.00. I recommend that the full construction improvements be performed rather than those improvements, which are scaled back to match the available N.J.D.O.T. funds.

The estimated engineering, contract administration and inspection cost is \$46,000.00. The estimated cost for testing materials is \$2,000.00.

The N.J.D.O.T. funds are reimbursed to the Township. The N.J.D.O.T. reimburses 75% of the eligible funds, several months after the award of the contract and the remaining 25% several months after they have approved the completed construction work.

3. C.D.B.G. YEAR 32 FUNDS - \$30,257.00 (KEI #512BT0210):

I attended the C.D.B.G. Workshop Meeting on February 19, 2010. The funding amount for this year will be the same as last year. The Governing Body must select a project and submit the Project Description Form by March 19, 2010. I recommend that the resolution, selecting the project and authorizing the submission of the Project Description Form to the C.D.B.G., be submitted with the Project Description Form.

The County C.D.B.G. is also requesting that the Township complete and submit the "Municipality's Survey, 2010 - 2014 Five Year Consolidation Plan" and submit the survey by March 19, 2010. The County is required by the U.S. Department of Housing and Urban Development to submit a Five Year Consolidation Plan, which "will serve as a blueprint for the expenditures of federal funds in Camden County from July 1, 2010 to June 30, 2015." The "County is required to identify the housing and community development needs for low-moderate income persons and households, as well as persons with special needs and disabilities, substance abuse, mental illness, HIV/Aids, the elderly, etc." The County is requesting that the Township complete the affordable housing questionnaire to "gather

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information on the status of efforts to promote affordable housing in the County.”

I recommend that the Governing Body discuss this matter with Ms. Zoll, before submitting it to the County.

I believe that Mr. Conklin has recommended that the funds be used for housing rehabilitation.

The eligible area of the Township and eligible projects remains the same. The Township can also use the funds for eligible projects, by using the Township workforce, at their current rates, not prevailing wage rates.

There was previous discussion that, since the annual funding is not of a sufficient amount to perform most projects, the C.D.B.G. funds for all three years would be issued in the aggregate amount. It is anticipated that this policy will not start until 2012.

4. N.J.D.O.T. FY2011 MUNICIPAL AID APPLICATIONS:

Typically, in March/April of each year, the N.J.D.O.T. announces the acceptance of applications, which must be submitted by June of each year. The following programs are available:

a. Municipal Aid

Street Improvements, pedestrian safety, bikeways and streetscapes.

b. Bikeways

On road and separate from the vehicular travel ways.

c. Safe Routes to Schools (SRTS)

This program is offered for “projects and activities that both lead to the implementation of SRTS Travel Plans and facilitate walking and bicycling to school.” Chief Jackson has stated that he would like to apply for the speed display board, which will be installed along Franklin Avenue.

5. FY2011 FEDERAL APPROPRIATIONS REQUEST:

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After discussing the matter with Mayor Magazzu and Mr. McGee, the following requests were submitted to Congressman Andrews' Office:

a. Energy and Water Appropriations Request

- 1) Installation of energy efficient "cool" roof system for the Municipal Building - \$428,000

This roof covering would replace the existing roof with an energy efficient roof covering system.

- 2) Installation of a ground mounted solar energy system at the Public Works Complex - \$175,000

This system would provide electrical supply to the complex and the overall electric system, reducing energy consumption costs to the Township.

b. Interior and Environment Appropriations Request

- 1) Sanitary sewer extension for Edgewood Avenue, Allied Parkway, Collings Avenue, Hopewell Road and Cooper Road - \$3,332,000

6. **PROPOSED MUNICIPAL BUILDING, N.J.S.H. ROUTE 73 AND DAY AVENUE (KEI# 422BT0804):**

- a. N.J.D.O.T. Highway Access Permit: We have submitted final revised plans to secure the required N.J.D.O.T. Highway Access Permit for the existing driveway on Route 73. Previous attempts to exempt this driveway from permitting were not successful and we were forced to submit our application to the Major Access Division of the N.J.D.O.T.

We were successful in having the application fee reduced from \$3,400.00 to \$650.00 and the complete revised plans and applications were logged in by the N.J.D.O.T. on February 18, 2010. In their letter dated February 18, 2010 the Department advised that a review of the permit application and plan should be completed by May 19, 2010.

- b. Site Work: It is anticipated that warmer weather will prevail to provide for the paving of the rear parking area

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in March 2010. I recommend that the Governing Body consider a milling and bituminous overlay or surface preparation/micro resurfacing, rather than a seal coat for the front parking area. I have requested a price from the contractor for the milling and overlay of the parking area.

- c. Landscape and Irrigation System: Since the planting season (March – May) is quickly approaching, I recommend that the Governing Body consider the performance of a landscape design and implementation by contract or workforce.

7. FORMER MUNICIPAL BUILDING SITE:

Mayor Magazzu is discussing the matter of the deed restriction with the Board of Education.

8. TRAFFIC SIGNAL AND GEOMETRIC IMPROVEMENTS AT THE INTERSECTION OF COOPER ROAD AND TAUNTON AVENUE (KEI #393BT0203):

We have been discussing various issues with the County Contractor, Jersey Construction. After a discussion with Mr. McGee, it was determined that the force main will not be relocated, outside the widened roadway.

9. SENIOR CITIZENS BUS, C.D.B.G. YEARS 30 AND 31 FUNDING-\$60,500.00+/- (KEI# 165.01BT0209):

The bus contractor has completed the corrective work, except for the installation of padding on the lower section of the stanchion (post) at the top of the steps. It is my understanding that they will be installing this padding in the immediate future.

10. HADDON AVENUE STREETScape IMPROVEMENTS (KEI #430BT1104 AND KEI #431BT1104):

- a. Phase 2 – Franklin Avenue to Bate Avenue (N.J.D.O.T. Discretionary Fund – \$200,000.00) (KEI #431BT0105): Mr. McGee has advised our office that the cobra head lighting has not been removed in the areas where the decorative lighting was installed. We have obtained the utility pole numbers and have forwarded a request for

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the removal of the cobra head lights to Mr. David Darcy of Atlantic Electric.

- b. Phases 1 and 3 – Jefferson Avenue to Franklin Avenue and Walker Avenue – Bate Avenue to Lucas Avenue (FY2004 Transportation Enhancement Program and FY2005 SAFETEA-LU) (KEI #29-430BT1104): We are still waiting for the response from the N.J.D.O.T. Local Aid Office, in regard to the recapturing of the \$677,000 of Federal and State funding. If the funds are still available, I suggest that the Governing Body consider, at least, the installation of the decorative street lighting and construction of decorative handicap ramps on all street corners. The following is an estimate for the above mentioned improvements:

- 1. Decorative Street Lighting – Jefferson to Franklin Avenue \$125,000
- 2. Decorative Street Lighting – Walker Avenue, Bate Avenue to Lucas Avenue \$175,000
- 3. Decorative Handicap Ramps at all street corners – Jefferson Avenue to Lucas Avenue(26 corners at \$7,500/corner) \$195,000

Estimated Construction Cost = \$495,000

The estimated engineering work for the scaled down scope of work, perform amendments to the Plans and Specifications per N.J.D.O.T. review comments, update certification and amend project cost estimates is \$7,000.00. The estimated inspection and contract administration cost is \$16,000.00. The Township would be responsible for the \$7,000.00 engineering fee, which is not an eligible cost for reimbursement.

11. N.J.D.O.T. MATTERS

- a. Punch List Items – Sanitary Sewer Construction, N.J.D.O.T. Route 73 Project: I recommend that this matter be discussed with the new N.J.D.O.T. Commissioner, since I have not been able to receive any response from the Assistant Commissioner.

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- b. Planting of Trees along the Rear of the Retail Center, Along the N.J.D.O.T. Ramp, Connecting Oak Avenue to Taunton Avenue
(KEI #484BT0108): The N.J.D.O.T. representative will be visiting the site to determine the limits of planting, which are necessary to screen the rear of the shopping center from the residents along Oak and Taunton Avenues. Once I received his response, I will inform the Governing Body.

12. SANITARY SEWER EXTENSION ALONG ALLIED PARKWAY AND EDGEWOOD AVENUE:

I will be contacting the representative from The Pinelands Commission to obtain the status of their consideration for the sewer extension. Once I speak with him I will inform the Governing Body.

I have, also, requested that the representative consider the inclusion of the lot on Collings Avenue and the remainder of the non-sewered, Pinelands area. It appears that they have some reservations about providing sewer for the entire Pinelands area.

13. SANITARY SEWER ALLOCATIONS:

- a. Request for Increase in Allocation: I had contacted Mr. Kricun for an update on the proposed sanitary sewer improvements, which will reroute sewer away from the interceptor, which serves Berlin Township. He has informed me that he expects the construction to be completed within 24 to 30 months from now (March – September of 2012). He expects to be able to address the request for the increase in the sewer allocation at that time.
- b. Possible Request for Redesignation of Allocation for High Point II:
On February 22, 2010 a meeting was held with representatives of Papparone Housing. They were informed that the allocation for this development was to be temporary and permanent connection would be to the Voorhees Township collection system. They anticipate that the Dutchtown Road pumping station should be constructed within the next 1 to 1.5 years. Therefore, it would be in their best interest to just connect to the Voorhees system.

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The developer was informed that the deposit of \$29,750, which they submitted for the first payment of the reservation of the allocation, is non-refundable. The issue of possibly transferring a portion of the allocation to their proposed 21 lot development on Katherine Avenue was discussed at the meeting. The remainder of the allocation (28 units) would be returned to the available allocation.

I believe that the Governing Body will discuss this matter and provide a formal response to the developer.

14. PRELIMINARY STORMWATER ANALYSIS FOR LESTER AVENUE (KEI #324.01BT):

I have completed the preliminary analysis and issued a report, dated February 10, 2010. I believe that the following options could be considered to address a 100 year storm event (1 in 100 chance of occurring):

- Option 1 - Storm drainage system on Lester, connected to the storm drainage system within the Luke Avenue Recreation Complex Not a viable option Stormwater Mgt. needed
- Option 2 - Retention Basin on Luke Avenue Recreation Complex \$214,000
- Option 3 - Detention Basin connected to the Storm Drainage System with the Luke Avenue Recreation Complex \$244,000
- Option 4 - Detention Basin and Connection to the Krumm Avenue Drainage System \$296,000

Due to the narrowness and limited depth of the Township lot, only approximately 14% of the necessary storage volume can be provided on the lot. I believe that it would be more cost effective to construct one basin on the Luke Avenue Recreation site. I would suggest that consideration be given to selling the lot with a 20 feet wide storm drainage easement for possible future use by the Township. Any interim stormwater management measures could be performed on the Luke Avenue Recreation site.

15. ZONING OF BLOCK 2001, LOT 1, 120 E. COLLINGS AVENUE

(KEI #353BT1001):

This matter was discussed at the Council Meeting on February 8, 2010. It was determined that the Township would try to resolve the zoning and sewer connection matters with The Pinelands Commission.

16. ALTERNATIVE ENERGY SOURCES AND ENERGY EFFICIENCY PROGRAMS:

- a. Direct Install Program: Mayor Magazzu had mentioned that she was informed that South Jersey Gas Company was offering this program to businesses. This program is also available to municipalities.

The program is, actually, being offered by the N.J. Clean Energy Program, through participating contractors. The participating contractor will perform the energy assessment, preparation of the scope of work, arrange for and perform the installation. The process, from start to finish, is expected to take approximately 60 days. The business is only responsible for paying for 20% of the project cost. The Clean Energy Program pays the contractor the remaining 80% of the cost.

There are many programs, which are available to municipalities, businesses and residents. We would be glad to present additional detail, regarding the programs, to the Governing Body.

- b. Local Government Energy Audit Program: I strongly recommend that the Township consider applying for the performance of the energy audit for the desired Township facilities, which could be the Senior Citizens building, library, public works complex, sewer pumping stations, etc.

17. LEGISLATIVE MATTERS:

- a. Exempting Solar Panels from Impervious Cover Designation (S921, A2289): This legislation would apply to various laws relating to municipal land use, agricultural development and stormwater management.

This proposed legislation was referred to the Assembly Environment and Solid Waste Committee and Senate Environmental and Energy Committee.

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- b. Changes to the Requirements for Notice of Hearing on Certain Zoning Changes (A103): This proposal consists of requiring only notice of a hearing on an amendment to a zoning ordinance on changing a zoning boundary or classification by only certified mail lot the affected property owners. The proposed law would remove the requirement for regular mail notice. The bill was introduced before the Assembly on January 12, 2010 and has been referred to the Assembly Housing and Local Government Committee.

SOLICITOR'S REPORT

1. Water Agreement with Berlin Borough
2. Increase Sewer Allocation Buildout
3. New Municipal Building
4. Nancy Anderson V. Berlin Township
5. Berlin Township ADS. Michael Brown
6. Berlin Township ADS. David Carp
7. Berlin Township ADS. Karen Cella
8. C&M Auto Repair Environmental Issues
9. High Point Sewer Connections
10. Berlin Township ADS, Richard Davies
11. Maintenance Trees in Right of Way Streets
12. Collings Avenue

POLICE DEPARTMENT

Joseph Jackson, Chief of Police remarked that all the paper work have been completed and filed from the first snow storm. The Chief also stated that the storm this past weekend left power lines down and telephone poles tilting. Chief noted that the work on Taunton and Cooper has started today

PUBLIC WORK DEPARTMENT

Michael McGee, Public Works Director stated that the furniture will be ready on April 1st and that the building is on schedule. Mike said that we should be ready to move by April 12th.

MAINTENANCE / ZONING DEPARTMENT

Michael Laginestra, Maintenance Officer stated that he is beginning to receive calls about stray animals and asked who will be the one responsible to call animal control.

Mayor Magazzu said to call the police department and they will call the Animal Control Officer he they have a need to.

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FIRST READING ORDINANCE 2010-3 AMENDING CHAPTER 22 OF THE CODE OF THE TOWNSHIP OF BERLIN CAPTIONED "POLICE DEPARTMENT"

Motion by Councilman DiGangi, second by Council President Morris to adopt Ordinance 2010-3 on first reading by title. Ordinance adopted by call of the roll, four members present voting in the affirmative.

RESOLUTION 2010- 88 RESOLUTION APPOINTING KIRSTEN N. WEST PATROLMAN FOR THE TOWNSHIP OF BERLIN POLICE DEPARTMENT

WHEREAS, a recommendation has been made to the Mayor and Township Council of the Township of Berlin to appoint Kirsten West as Patrolman in the Township Police Department ; and

WHEREAS, Mayor and Township Council have reviewed the recommendation and found same to be acceptable.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of Berlin that it hereby authorizes and approves the appointment of Kirsten West Patrolman in the Township Police Department effective March 29, 2010.

Motion by Councilman McIntosh, second by Council President Morris to adopt Resolution 2010-88. Resolution adopted by call of the roll, four members present voting in the affirmative

RESOLUTION 2010-89 RESOLUTION TO PROMOTE RONALD SILVESTRO TO SERGEANT IN THE TOWNSHIP OF BERLIN POLICE DEPARTMENT

WHEREAS, a recommendation has been made to the Mayor and Council of the Township of Berlin to promote Ronald Silvestro to the rank of Sergeant in the Township of Berlin Police Department; and

WHEREAS, the Mayor and Council have reviewed the recommendation and found same to be acceptable to it.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that it is hereby authorizes and approves the promotion of Ronald Silvestro to rank of Sergeant in the Township of Berlin Police Department.

BE IT, FURTHER RESOLVED that this promotion shall take effect March 29, 2010

Motion by Council President, second by Councilman DiGangi to adopt Resolution 2010-89. Resolution adopted by call of the roll, four members present voting in the affirmative

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Resolution 2010-90

Payment of Bills March 22,2010

WHEREAS, the Code of the Township of Berlin, Chapter 7-1 et seq., provides payment of claims after certification by the Treasurer and consideration by Mayor and Council.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the following claims are hereby approved and the bills be paid.

TO	ACCOUNT	AMOUNT
AWSCC-Animal Shelter	Dog Trust	960.00
Camden County Dept of Health	Dog Trust	2,546.25
Treasurer, State of NJ	Dog Trust	163.80
BLC Properties	Planning Board Esc # 303	10,384.66
David F Carlamere	Planning Board Esc # 286	95.00
KEI Associates	Planning Board Esc #286	143.75
	Planning Board Esc # 342	427.50
	Planning Board Esc # 354	698.75

CONFIRMING

America On Line	01-201-20-120-2105	32.90
	01-201-20-120-2105	32.90
Bank of America	04-219-55-880-00000	2,405,000.00
	04-168-05-880-00000	63,555.47
	04-219-55-880-00000	3,000,000.00
	04-168-05-880-00000	39,733.33
Comcast	01-201-29-390-2105	190.00
	01-201-25-240-2028	103.09
	01-201-43-490-2105	120.24
NJ Motor Vehicle	01-201-26-305-2026	85.00
TD Bank	01-201-45-920-2105	86,514.89
	01-201-45-930-2105	34,892.78
	01-170-05-010-3000	61,023.58
	01-201-45-920-2105	232,389.00
	01-201-45-930-2105	41,134.39
	01-170-05-010-3000	50,153.50
	07-201-55-522-2105	42,448.88

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	07-168-05-540-3000	9,498.00
NJ State Health	01-201-23-220-2092	17,539.22
	01-201-23-220-2092	47,698.04
Payroll, Current Fund	2/4/2010	57,250.59
Payroll, Sewer	2/4/2010	4,590.95
Payroll, Current Fund	2/11/2010	70,270.97
Payroll Sewer	2/11/2010	6,584.34
Payroll, Current Fund	2/18/2010	70,330.32
Payroll, Sewer	2/18/2010	6,142.74
Payroll, Current Fund	2/25/2010	82,416.61
Payroll, Sewer	2/25/2010	4,382.30

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2010-90. Resolution adopted by call of the roll, four members present voting in the affirmative

RESOLUTION 2010-91 OF THE GOVERNING BODY OF THE TOWNSHIP OF BERLIN APPOINTING PUBLIC WORKS DIRECTOR/ENGINEER

WHEREAS, effective March 29, 2010, there will be a vacancy in the Township's position of Director of Public Works; and

WHEREAS, the Governing Body desires to appoint a new Director of Public Works, as well as a Township Engineer, in a combined position; and

WHEREAS, the Governing Body has selected a candidate for the position of Public Works Director/Engineer, to qualify as a Certified Public Works Manager in accordance with N.J.S.A. 40A:154.6a et. seq.

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

1. Charles J. Riebel, Jr., is hereby appointed as the Principal Public Works Manager for the Township of Berlin, as well as the Township Engineer, in a combined position to be known as the "Director/Engineer".

2. Mr. Riebel shall apply for and obtain his Certificate confirming his status as a Certified Public Works Manager in accordance with N.J.S.A. 40A:154.6a et. seq., on or before December 31, 2010.

3. The terms of Mr. Riebel's employment shall be governed by a Contract to be entered into between the Township of Berlin and Mr. Riebel, as the Director/Engineer.

Motion by Councilman McIntosh, second by Councilman DiGangi to adopt Resolution 2010-91. Resolution adopted by call of the roll, four members present voting in the affirmative

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RESOLUTION 2010-92 AUTHORIZING MAYOR TO SIGN CONTRACT AGREEMENT BETWEEN TOWNSHIP OF BERLIN AND DIRECTOR OF PUBLIC WORKS/TOWNSHIP ENGINEER

BE IT RESOLVED, by the Mayor and Council of the Township of Berlin that the Mayor is hereby authorized to sign and execute the contract agreement with Township of Berlin with **Charles J. Riebel** as the Director of Public Works/ Township Engineer.

Motion by Councilman DiGangi, second by Council President Morris to adopt Resolution 2010-92. Resolution adopted by call of the roll, four members present voting in the affirmative

RESOLUTION 2010-93 RESOLUTION AMENDING SALARY RESOLUTION 2009-197 ESTABLISHING SALARY AND WAGES FOR THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF BERLIN, COUNTY OF CAMDEN, NEW JERSEY

WHEREAS, the Mayor and Council of the Township of Berlin adopted Resolution 2009: 197 on December 14, 2009, establishing the salary and wages for the officers and employees of the Township of Berlin for the calendar year 2010; and

WHEREAS, it is the desire of the Mayor and Council of the Township of Berlin to amend the following salaries effective March 29, 2010:

POSITION	AMOUNT PER YEAR
Director of Public Works/Township Engineer	
-Without Public Works Manager Certification	\$135,000.00
-With Public Works Manager Certification	\$137,000.00
-With Public Works Manager Certification and C-2 Wastewater Operator License	\$138,000.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the above mentioned salaries are amended as stated.

Motion by Councilman DiGangi, second by Councilman McIntosh to adopt Resolution 2010-93. Resolution adopted by call of the roll, four members present voting in the affirmative

RESOLUTION 2010-94 RESOLUTION TO RESCIND RESOLUTION 2010-84 TO AUTHORIZED MAYORS SIGNATURE FOR CDGB YEAR 32 GRANT AGREEMENT FOR EXTENSION HANDICAP PATH ON EDGEWOOD AVENUE

WHEREAS, the Township of Berlin has by resolution authoring the mayor to sign CDGB year 32 project grant agreement for extension handicap path on Edgewood Avenue; and

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WHEREAS, the extension of handicap path is not eligible activity under the CDGB removal of barriers category.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council is hereby authorized to rescind resolution 2010-84 for CDGB year 32 project grant agreement .

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2010-94. Resolution adopted by call of the roll, four members present voting in the affirmative

RESOLUTION 2010-95 RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE CDGB YEAR 32 GRANT AGREEMENT FOR HILL AVENUE
{PRIVATE }

WHEREAS, the Township of Berlin is entitled to Community Development Block Grant funding; and

WHEREAS, the Mayor and Council have chosen to submit an application for Program Year 32 (2010-2011) ; and

WHEREAS, the grant allocation for 2010-2011 for the Township of Berlin is \$30,257.00 or as amended by the Camden County C.D.B.G.; and

WHEREAS, the Governing Body has agreed to apply for funding for the following activity(ies):

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, that the Mayor is hereby authorized to sign the Project Description Form for Program Year 32 (2010-2011).

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2010-95. Resolution adopted by call of the roll, four members present voting in the affirmative

RESOLUTION 2010-96 LIST OF UNCOLLECTIBLE TAXES

To the Mayor and Council to the Township of Berlin:

I hereby submit to you a list of taxes, which in my opinion are uncollectible. I give the reasons why I deem them uncollectible, and I request that same be remitted and that I be relieved of the collection thereof as required by Revised Statutes of New Jersey, 1937, Title 54, Chapter 4.

Dated March 19, 2010

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Diane Zoppel, CTC - Tax
Collector

NAME	YEAR	DESCRIPTION	AMOUNT	REASON
Anthony & Margaret Carbonaro	2010	208-8 100% Disabled Vet.	886.20	May 2010 Per NJSA 54:4-3.30et seq
William & Beverly Blank Senior Citizen	2010	904-6	250.00	Aug/Nov
Alvera Chambers Senior Citizen	2010	1308-42	250.00	Aug/Nov
				\$ 1386.20 TOTAL

Motion by Councilman DiGangi, second by Council President Morris to adopt Resolution 2010-96. Resolution adopted by call of the roll, four members present voting in the affirmative.

Resolution 2010-97 Request to combine and extend grant agreements with the New Jersey Department of Transportation for the Construction of Sidewalk along N.J.S.H. Route No. 73 Northbound, from Jackson Road to Edgewood Avenue

WHEREAS, the Township of Berlin had previously submitted applications to the New Jersey Department of Transportation (NJDOT) for FY2008 and FY2009 Municipal Aid Funding for the above referenced project; and

WHEREAS, the Township of Berlin's request for funding totaling \$320,000.00 was ultimately approved by the NJDOT in 2008 and 2009 for the above referenced project; and

WHEREAS, the Township has been working diligently to prepare the plans and specifications and to secure the necessary outside agency approvals for the project including those of the Pinelands Commission, NJDOT and the Camden County Soil Conservation District;

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the Township of Berlin hereby request the cooperation and consideration of the NJDOT in granting an extension of the FY2008 and FY2009 funding agreements in the combined total of \$320,000.00 for the above referenced project to August 12, 2010, subject to all of the terms and conditions of the grant agreement as previously set forth.

MARCH 22, 2010

Motion by Councilman DiGangi, second by Councilman McIntosh to adopt Resolution 2010-97. Resolution adopted by call of the roll, four members present voting in the affirmative.

BUSINESS APPROVALS

1) Kim's Nails & Spa, Thein M. Huynh, 451 North Route 73, GreenWay shopping Center. Nails and Waxing. Motion by Councilman DiGangi, second by Councilman McIntosh to approve business license for Kim's Nails & Spa. License approved by call of the roll, four members present voting in the affirmative.

CONSENT AGENDA

Motion by Councilman McIntosh, second by Councilman DiGangi to receive and file the monthly reports on the consent agenda. Motion carried by voice vote, all present voting in the affirmative.

APPROVAL OF CORRESPONDENCE CALENDAR FOR FEBRUARY

Motion carried by Councilman DiGangi, second by Council President Morris to receive and file the correspondence calendar for February 2010. Motion carried by voice vote, all present voting in the affirmative.

APPROVAL OF MARCH 8, 2010 MEETING MINUTES

Motion by Councilman McIntosh, second by Council President Morris to approve the minutes for March 8, 2010. Motion carried by voice vote, three present voting in the affirmative, one abstain.

APPROVAL OF MARCH 8, 2010 CLOSED SESSION MINUTES

Motion by Councilman McIntosh, second by Councilman DiGangi to approve the closed session minutes for March 8, 2010. Motion carried by voice vote, three present voting in the affirmative, one abstain.

GOOD & WELFARE #2

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

There were no comments to be heard

MARCH 22, 2010

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

ALL OTHER BUSINESS

Councilman DiGangi talked about the 100 year Anniversary and said that the date for the celebration will be Saturday September 25, 2010 and that the rain date scheduled will be Sunday September 26, 2010.

Councilman DiGangi also said that the 4th of July celebration this year will be held on Saturday 3rd 2010.

ADJOURN

Motion by Councilman DiGangi, second by Council President Morris to adjourn the meeting at 7:50 pm. Motion carried by voice vote, all members present voting in the affirmative.

Meeting adjourned 7:50 pm

Catherine Underwood, Township Clerk