

MARCH 9, 2015

BI-MONTHLY MEETING OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BERLIN, CAMDEN COUNTY, NEW JERSEY AT BERLIN TOWNSHIP MUNICIPAL HALL MARCH 9, 2015 AT 5:00 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 Courier Post, Record Breeze and posted on the bulletin board.

All in attendance joined in the Salute to the Flag.

ROLL CALL

Present- Mayor Magazzu, Council President Morris arrived at 5:10, Councilman Epifanio, Councilman McIntosh, Councilwoman Bodanza

Also Present- Solicitor, Stuart Platt, CFO, Lori Campisano, Chief of Police Leonard Check, Josh Shellenberger, Maintenance/Animal Control, Chuck Riebel, Engineer/Public Works Director.

Absent-

DEPARTMENTAL REPORTS

A. CHANGE ORDERS AND VOUCHERS

None at this time.

B. RESOLUTIONS AND ORDINANCES FOR CONSIDERATION

1. CAMDEN COUNTY OPEN SPACE RECREATION ENHANCEMENT APPLICATION

If the Governing Body would like to submit an application for the next round of funding, I recommend that the project be selected and a resolution be passed at the Council Meeting on March 9, 2015, endorsing the project and authorizing the Mayor to sign the application.

2. TRAFFIC SIGNAL MAINTENANCE AND EMERGENCY RESPONSE PROGRAM

I believe that the Governing Body will be passing a resolution, authorizing the receipt of quotes for these services.

C. ENGINEER'S REPORT

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1. MUNICIPAL BUILDING ROOF

The contractor has commenced with the construction of the new roof membrane. It is expected to take several weeks to complete the construction.

Due to the current freeze-thaw patterns, there have been several leaks in the existing roof, which has affected the operations of some of the staff members. With warmer weather predicted for next week, there is even a greater chance for leaks. The Public Works staff has implemented measures to reduce the impacts from the leaking areas.

2. CAMDEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS, YEAR 35 (\$21,000+/-), 35 SUPPLEMENTAL (\$11,410), 36 (\$21,000+/-) and 36 (\$25,800 +/-)

I have not received any response to my request to the Congressman's Office to schedule a meeting with his staff and representatives of the Federal Housing and Urban Development to discuss the recent determination that there are no qualifying low-moderate income districts in the Township, which has affected the use of C.D.B.G. funds for various projects. I recommend that the Mayor consider discussing this matter with the Congressman.

The Governing Body has passed resolutions, redesignating the funds for the improvements to the Senior Citizens Building and the construction of handicap curb cuts at the intersection of Bate and Pine Avenues. We are, currently, revising the bid documents for the Senior Citizens Building to include the proposed exterior improvements.

We are in the process of performing the surveying work for the handicap curb cuts but have not been able to complete the work due to the current winter weather. I am hopeful that the weather conditions will be improving to allow for us to complete the surveying work. Once that work is completed, we will perform the design and prepare the working drawings for use by the Public Works Department staff for their construction of the improvements.

The Country CDBG Program has informed us that the grant monies must be spent in the immediate future as the Federal agency is threatening to recapture all funds, which have not be spent in a timely manner.

3. STREET IMPROVEMENTS TO HILL AVENUE

As you know, the C.D.B.G. Year 36 funds can, no longer be used for the street improvements to Hill Avenue. As a result in the loss of the C.D.B.G. Year 36 funding, I believe that it will be necessary to allocate Township funds for this project. I will prepare a construction cost estimate to determine the amount of Township funds, which will be necessary to complete the construction of the project.

It is my intent to bid this project with the reconstruction of the basketball court at Spruce Avenue Recreation Park, in the near future, in which Township funds are needed for the reconstruction of the basketball court.

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It is my understanding that the basketball project cannot be bid, due to insufficient funds. I recommend that additional funds be allocated, for both projects, so they can be completed.

4. BATE AVENUE SITE (FORMER MUNICIPAL BUILDING AND ADMINISTRATIVE BUILDING)

I recommend that the Governing Body consider allocating the necessary funds for the environmental testing and analysis for the site and for the demolition of the former administrative building.

I have, recently, provided Key Engineer, Inc. with my file folder, which contains the survey and deed research performed by our office. I that they will be completing the survey of premises, in the near future.

I have, again, met with a local realtor to discuss market trends and the possible development of the site. He has recommended that the Township consider possible, residential twin homes for this lot. I recommend that the matter of possible alternatives for the development of the site be discussed with the members of the Governing Body and Planning Board.

5. MUNICIPAL BUILDING

a. Improvements to the Unfinished General Assembly Rooms

I expect to complete the bid documents for the ceiling, the remainder of the ceiling lighting, HVAC system and reconfiguration of the fire suppression system in early 2015 for a bid opening in early Spring, 2015. We expect the roofing contractor to complete their work in February/ March, 2015, which will provide for the mounting curbs for the new roof top HVAC units.

It has been determined that the Public Works staff will install the vinyl floor tiles, after the above mentioned, contracted work has been completed.

We intend to coordinate the construction activities to avoid potential conflicts with the usage of the rooms for the scheduled events, in February and June.

b. Irrigation and Landscaping

The design for the irrigation system remains to be completed. I am hopeful that we will be able to have an irrigation contractor donate their design services. Otherwise, we must purchase design software to complete the task.

We are hopeful that we can include a rainwater recapturing system for irrigation use. It appears, at this time, that there will not be sufficient funds available for this system, due to other, higher priority projects in the Township.

c. Recoating of the Front Parking Area

Due to the need to address higher priority projects, throughout the Township, I do not believe that funding will be allocated for this project, in the immediate future.

6. PROPOSED DOG PARK AT LUKE AVENUE RECREATION COMPLEX (CAMDEN COUNTY OPEN SPACE FUNDING-\$25,000)

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We have commenced with the engineering design and preparation of the bid documents. We expect to receive bids in early 2015 and construction to commence in the late Spring, 2015.

7. BANDSHELL AT LUKE AVENUE RECREATION AREA (COUNTY OPEN SPACE GRANT- \$50,000)

We expect to complete the design documents in early 2015. At this time, we are not sure if the Public Works staff will be able to devote enough time to perform the construction. If the staff is unable to perform the work, we will bid the project, in the late Spring of 2015.

8. RECONSTRUCTION OF BASKETBALL COURT AT SPRUCE AVENUE RECREATION SITE (COUNTY OPEN SPACE GRANT - \$25,000)

I had mentioned to the Governing Body that I did not believe that the construction cost will exceed the County grant amount. I intend to receive bids, for this project, in the same bid package as the Hill Avenue Street Improvements Project, in hopes of receiving more competitive process for the larger scale projects. Therefore, I recommend that the Governing Body consider allocating the necessary, additional funds for this project.

9. CAPITAL IMPROVEMENTS PROGRAM

As you know, there are many streets, which are in need of improvements (pavement, storm drainage, curb, etc.), in the immediate or near future. There are, also, various improvements, which are necessary for recreation facilities, public buildings and sanitary sewer.

The Governing Body has adopted the bond ordinance for the improvements to the sewer pumping stations.

I recommend that, if possible, the Governing Body consider implementing a long capital improvements program. I intend to prepare a Recommendations Report, detailing a possible long range plan for capital improvements, in the future.

10. N.J.D.O.T. FY 2015 APPLICATIONS

The applications have been submitted to the N.J.D.O.T. for the following projects:

Priority 1-Hazel Avenue – Chestnut Avenue to Cushman Avenue
Priority 2- Oak Avenue- N.J.D.O.T. Ramp A to 80' Past Clover Avenue

It is expected that the announcement of the selected projects will be made in the near future.

11. MUNICIPAL CERTIFICATION FOR FUTURE FEDERAL FUNDED PROJECTS

We will be obtaining the information, from the N.J.D.O.T., for this program, in the immediate future. We will complete the necessary documents, with the

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assistance from Ms. Campisano, and submit the documents for Federal and State approval, in the near future.

12. NO PARKING AND NO PASSING ZONES ALONG COOPER ROAD

We still must complete the study to determine for the creation of the no passing zone along the road. Once completed, it is my understanding that the Governing Body will take formal action to request that the County Freeholders establish prohibition of passing and parking along the road.

13. STORM DRAINAGE IMPROVEMENTS

a. Lester Avenue Storm Drainage and Stormwater Management

1) Phase 1-Construction of Storm Inlets Piping and Temporary Stormwater Basin

We have met with the adjacent property owner to discuss the proposed construction of the storm cross drain and interim stormwater management basin. We also discussed the possible public sale of the Township owned parcel. I recommend that the matter of the public sale, with possible conditions and the quote process for the construction be discussed with the Solicitor.

Phase 2 – Extension of Storm Drainage to the Existing Stormwater Management System within the Luke Avenue Recreation Complex

We must perform the land surveying and engineering design. I will be preparing a cost estimate for the construction for consideration for funding by the Governing Body.

It will be necessary to obtain an easement for the proposed storm drainage piping, which will be crossing the P.S.E.G. lands.

b. Kelley Drive Stormwater Basin Reconstruction

It is my understanding that the funds must be re-allocated, in 2015, for this project. I am expecting to bid the work in the late Summer of this year.

c. Mt. Vernon Avenue Storm Drainage at the Elementary School

On occasion, the street has flooded, due to the apparent limited capacity of the drainage system and receiving ditch, which is on the Board of Education property. A while ago, I discussed the matter with Mr. Pfluger, School Buildings and Grounds Superintendent.

The ditch must be reconstructed to provide additional capacity and a positive outflow.

Mr. Pfluger has provided me with an incomplete version of a topographic map for the school property. I intend to attempt to decipher the contours and perform a preliminary design for said improvements. I intend to present the preliminary proposal to Dr. Austermuhl for her review and consideration for recommendation to the Board of Education.

Prior to any discussions with the Board of Education, I will present the matter to the Governing Body for your review and direction.

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d. Storm Drainage Issues with the Southwest Portion of the Township

I had reported to the Governing Body, some time ago that I am estimating that the overall construction cost for the necessary improvements is approximately \$11.8 million. I have requested a meeting with Congressman Norcross to discuss the possibility of receiving Federal funding, for this project.

14. REQUEST TO THE PINELANDS COMMISSION FOR ADDITIONAL REDESIGNATION OF LANDS

I met with the representatives of the Pinelands Commission Planning staff to discuss the matters of greater development for the Dandrea and Triple-T parcels. The representatives have informed me that they will not consider the individual parcels but may consider a comprehensive approach to the development of the remaining Pinelands area. They have suggested that the Township prepare and submit a proposal for this comprehensive plan.

15. MONTEBELLO- SECTION 4, DEVELOPER'S AGREEMENT FOR THE POSTING OF THE BONDS

I believe that the Solicitor's Office and the developer's attorney have finalized the Developer's Agreement and it is ready for endorsement. The developer has submitted the Final Plan of Lots for signatures. The Township Clerk will not be signing the plan until the performance guarantees have been posted and accepted by the Township.

16. TAX MAP REVISIONS

We have received the second round of review comments from the N.J. Department of Treasury and are preparing a list of questions, regarding these review comments. Once we resolve the issues with the review comments, we expect to re-submit the revised set of revised Tax Maps.

17. IMPROVEMENTS TO THE INTERSECTION OF HADDON AND FRANKLIN AVENUES/ REQUEST FOR CHANGES TO SIGNAL TIMING

It is my understanding that the contractor for the County has completed the majority, if not all, of the work. I had presented some of my concerns with the construction at a meeting with the County Engineer, construction management firm and the contractor, in late 2014.

18. TRAFFIC CALMING PROGRAM

I believe that the Governing Body is still considering the implementation of a traffic calming program, using portable speed humps and warning signage, flashing speed notice boards with flashing white strobe lights and other traffic calming devices.

Residents along Minck Avenue, Fairview Avenue and Taunton Avenue have voiced their concerns with the excessive speeding, along their streets. Several residents along Mt. Vernon Avenue have voiced their concern of vehicles

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speeding within the section where the reconstruction project will be eliminating the high crown area at the intersections.

19. REVISIONS TO TRAFFIC ORDINANCE

The Mayor, Solicitor's Office and I continue to meet to discuss the possible changes to this section of the Township Code. I anticipate that it will take several more meetings to prepare a recommendations report for review and consideration by the Governing Body.

20. REVISIONS TO THE STREET OPENING ORDINANCE

I believe that the Governing Body will be reviewing recommendations by the Solicitor's Office and I and considering taking action, in the near future.

21. REVISIONS TO THE TOWNSHIP CODE

At our last meeting, Ms. Walters, Esq. and I had presented possible amendments to the Code to address temporary structures and containers and other matters. We will continue to discuss these matters and intend to prepare and submit recommendations to the Governing Body and Planning Board for consideration for amendments to the respective codes.

22. INVESTIGATION FOR SIDEWALK ALONG OAK AVENUE

At the Council Meeting, in November 2013, the Governing Body discussed the possible construction of sidewalk along one side of the street, due to the narrow width of the roadway. I will be investigating this matter and will report to the Governing Body.

23. SOLID WASTE DISPOSAL CONTRACT FOR 2015 AND THE FUTURE

It is my understanding that the County has awarded a contract to Covanta for the remainder of 2015 at the rate of \$65.69/ton, which includes the \$3.00 recycling fee. Mr. Sworaski from the County has informed me that it is not necessary for the Township to take any action. It is expected that Covanta will be billing the new rate, starting this month.

I would expect that the County will be scheduling a meeting, in the near future, with the municipal representatives to discuss the plans for solid waste disposal for 2016 and the future.

24. INVESTIGATION OF THE CONDITION OF THE RECENTLY CONSTRUCTED CONCRETE SIDEWALK ALONG HADDON AVENUE

It has been brought to my attention and I have observed spalling of the concrete sidewalk, in several areas. I will investigate the matter, further, and report to the Governing Body with my recommendations.

25. IMPROVEMENTS TO THE PUBLIC WATER DISTRIBUTION SYSTEM

I have no further update, regarding the improvements to the system. I would note that the Borough Water Department has performed several repairs to the

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system, throughout the Township, which have resulted from the long period of below freezing temperatures.

D. PUBLIC WORKS DEPARTMENT

1. COLLECTION OF SOLID WASTE AND RECYCLABLES

I must complete the analysis and recommendations for the options for the collection of solid waste, recyclables, electronics waste, bulky waste and vegetation. I hope to complete this report, in the immediate future, for review and consideration for action by the Governing Body.

1. STAFFING ISSUES

We anticipate the continuation of the use of temporary employees, on an as needed basis, until a determination has been made for staffing needs in the future.

2. AUCTION FOR VEHICLES AND EQUIPMENT

We expect to continue with additional electronic auctions in 2015. The recent auctions have been successful in removing various unused vehicles and equipment from the Township inventory.

2. LEAF COLLECTION MACHINE

The leaf machine was delivered on March 4, 2015. We will be using the equipment for the Spring season leaf collection program.

4. IMPROVEMENTS TO SEWER PUMPING STATIONS

A.C. Schultes has completed the report for the evaluation of the pumping stations.

I have performed a cursory review of the report. It appears that it may be necessary for them to perform additional work to comply with the scope of services. I expect to respond to them, in the near future.

I expect to begin receiving bids and quotes for the various improvements, in the near future.

5. REQUEST FOR 2015 CAPITAL PURCHASES FOR VEHICLES AND EQUIPMENT

I believe that the Governing Body is reviewing the requests for various capital purchases and is consider the possible allocation of funds for vehicles and pieces of equipment for the various departments. The Public Works Department has been experiencing frequent breakdowns of vehicles and equipment, requiring repairs and making them unreliable and unavailable for usage for the performance of Public Works tasks.

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6. TEXTILE RECYCLING

I must, still, meet with the Westville Public Works Superintendent to obtain the information, regarding the implementation of this program.

7. LEAF COMPOST MATERIAL

I had, previously, mentioned that we have experienced extreme difficulty in having the composted leaves removed from the composting area as there was very little interest in the partially composted leaves, which resulted from the inability to grind the leaves, due to the tub grinder becoming inoperable. We were fortunate to find an interested party to take the leaves in 2014

I strongly recommend that the Governing Body consider the purchase of a new tub grinder if the Township will continue to operate the composting facility. Otherwise, it is probable that it will be necessary for the Township to haul the leaves to another municipal composting facility and pay for the disposal at their facility. It is my understanding that it is probable that, due to higher priority projects, funding may not be available for the purchase of a tub grinder.

8. REPLACEMENT OF REGULATORY SIGNS/POSSIBLE DIRECTORY SIGN FOR BUSINESSES ALONG HADDON AVENUE, BETWEEN WALKER AVENUE AND ZULKER AVENUE

We have received the replacement regulatory signs and have been installing them, where necessary.

We have, also, received prices for directory signs for the businesses along old Haddon Avenue. We have presenting the signs, with the respective costs, to the inquiring business owner, for consideration for purchase. I believe that the intent is to contact the other businesses, along the road, to see if they are interested in sharing in the cost of the signs.

9. REVIEW OF RATES FOR USE OF RECREATION FACILITIES

I believe that the Governing Body will be reviewing the fees for consideration for adjustment to the rates for the use of the recreation facilities by organizations, other than the B.T.A.A..

10. PERFORMANCE OF VARIOUS TASKS

The staff has been treating the streets, as necessary, to address the recent snow and ice events. I am hopeful that we have experienced the last storm for this season!

The staff has been performing various tasks, throughout the winter season. Once the weather breaks (for good), the staff will be performing pavement patching and repairs, repairs and improvements to the sports fields and parks and grounds maintenance.

We are anticipating that the staff will, also, be constructing the handicap curb cuts at the intersection of Bate and Pine Avenues.

11. DELIVERIES FOR ROAD SALT

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We have, recently, been experiencing difficulty in receiving salt from Morton Salt. I expect to be addressing this matter with the representatives of the County and Morton Salt so we do not experience the same situation for the next winter season. It may be necessary for the Township to obtain bids, separate from the County bid, which requires deliveries within a stipulated time frame.

12.2015 SAFETY MANAGEMENT PROGRAM

The first Safety Committee Meeting was held and was attended by two representatives of J.A. Montgomery, the safety consultants for the County Joint Insurance Fund. The Township is required to “put safety on a Council agenda” at least once in 2015. I recommend that the Governing Body consider scheduling this safety event(s) for a Council Meeting(s) in April, May, September or October of this year.

SOLICITOR REPORT

1. Water Agreement with Berlin Borough
2. C & M Repair Environmental
3. Bate Avenue Property Former Municipal Site
4. Sherwood, Orio, Olyroyd & Fruggerio
5. Open Public Records Act
6. Fire Safety Ordinance
7. Traffic Ordinance Overhaul.
8. Community Center Rental Ordinance
9. In Rem Tax Foreclosure
10. Street Opening Bond Requirements
11. Montebello- Phase 4 Performance Guarantees
12. Temporary Outdoor Storage units and or Structures
13. Fences

POLICE REPORT

Police Chief Check Reported the following

Police Department: (February 2015 stats)

Total of 20 accidents, 113 alarm calls, 141 summonses, 71 total arrests, including 2 narcotic, 9 for shoplifting, and 33 warrant services. There were also 2 juvenile arrests.

The department also responded to 6 Domestic Violence calls this month.

The police department received 2 IRS phone scam complaints. It is reported that a male caller represents himself as an IRS employee and advises the victim that they own money. He threatens the victim with arrest and has the caller provide banking information. The IRS will not arrest people and this is a scam. The IRS phone scam alert was placed on the department’s facebook page in January. We have since re-posted the alert.

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The police department responded to a total of 17 shoplifters during the month of February. 11 from Wal-Mart, 3 from Home depot, 2 from Shoprite, and 1 from Staples. A total of 9 arrests were made.

On 2/10 a female passed a counterfeit \$10.00 bill at the Red White and Blue Thrift store. The woman stated that she was unaware that the bill was counterfeit and that she had possible received the bill as change at a transaction earlier in the day.

On 2/23 Officers responded to a reported theft at Sahara Sam's. Reporting party advised that an unknown male had removed a donation jar from the counter. The donation jar was for special needs children and contained approximately \$45.00. Suspect photo was put on the police department's facebook page and within 24 hours we received approximately 6 calls including the suspect's mother. He was subsequently arrested and charged accordingly.

Respectfully submitted,
Leonard Check

MAINTENANCE OFFICER / ANIMAL CONTROL

Nothing to report

FIRST READING ORDINANCE 2015-2 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Mayor and Council of the Township of Berlin in the County of Camden finds it advisable and necessary to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Mayor and Council hereby determines that a 2.0 % increase in the budget for said year, amounting to \$135,995.87 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Mayor and Council of the Township of Berlin hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget

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shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Council of the Township of Berlin, in the County of Camden, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Township of Berlin shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 2.0 %, amounting to \$135,995.87, and that the CY 2015 municipal budget for the Township of Berlin be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Motion by Councilman Epifanio, second by Councilwoman Bodanza to adopt Ordinance 2015-2 on first reading by title. Ordinance adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2015-86 RESOLUTION TO INTRODUCE THE 2015 CALENDAR YEAR BUDGET.

BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, New Jersey, that the budget shall constitute appropriations for the purpose stated herein set forth as appropriations and authorization of the amount of \$6,397,858.11

for the local tax to be raised by taxation for Municipal Purposes and \$141,930.00 for the local tax to be raised by taxation for Municipal Open Space, Recreation, Farmland and Historic Preservation and certification to the County Board of Taxation; and

BE IT FURTHER RESOLVED that said budget be published in the Courier Post Newspaper in the issue of March 26, 2015. The Governing Body of the Township of Berlin does hereby approve the following Budget for the Calendar Year 2015. Notice is hereby given that the Budget and Tax Resolution was approved by the Township Council of the Township of Berlin, County of Camden on March 9, 2015. A hearing on the budget and tax resolution will be held at the Berlin Township Municipal Hall – A Shared Services Center, 135 Route 73 South, West Berlin, NJ 08091, on April 13, 2015 at 5:00 P.M.; at which time and place objections to said budget and tax resolution for the calendar year 2015 may be presented by taxpayers or other interested persons.

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Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2015-86. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015-87 RESOLUTION TO WAIVE FEES AS ESTABLISHED UNDER CHAPTER 122-18 OF THE CODE OF THE TOWNSHIP OF BERLIN FOR DIGGERLAND USA LLC FOR THE PERIOD OF APRIL 28, 2014 THROUGH DECEMBER 31, 2014.

WHEREAS, Diggerland USA LLC located 100 Pinedge Drive, Block 26.01, Lot 1 is recognized as an amusement park in accordance to resolution 2014-85 that was adopted on April 28, 2014 and as defined in Berlin Township Code Book 83-12.; and

WHEREAS Chapter 122-18 defines that such business shall pay the Township of Berlin an additional fee of 1% of the amount of gross ticket sales (e.g., \$1 for every \$100 of ticket sales) sold for use of or admission to the facilities; and

WHEREAS a mistake was made inadvertently by Diggerland USA LLC and as a result no fees were collected from April 28, 2014 through December 31, 2014.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Berlin as defined in Chapter 122-18 of the Code Book that the fee be waived for the period of April 28, 2014 to December 31, 2014 for Diggerland USA LLC.

FURTHER BE IT RESOLVED, that Diggerland in accordance to Township Code 122-18 has a duty and obligation to collect the fee and to remit to the Township of Berlin commencing January 1, 2015.

Motion by Councilman McIntosh, second by Councilwoman Bodanza to adopt Resolution 2015-87. Resolution adopted by call of the roll, four members present voting in the affirmative, Council President Morris abstained.

RESOLUTION 2015-88 DESIGNATING RECIPIENT FOR THE CAMDEN COUNTY IMPROVEMENT AUTHORITY HOUSING REHABILITATION PROGRAM AND AUTHORIZING CAMDEN COUNTY IMPROVEMENT AUTHORITY AS ADMINISTRATIVE AGENT.

WHEREAS, the Township of Berlin Housing rehabilitation Agency, hereinafter referred to as "Agency " has received and reviewed application by certain homeowners specified Herein for rehabilitation of their dwelling under the Camden County Improvement Authority Block Grant Program; and

WHEREAS, said Agency has determined that said homeowner are eligible under said guidelines of said program;and

WHEREAS, the County of Camden Improvement Authority has been authorized by Cooperation Agreements between the Improvement Authority and the various

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participating Municipalities to administer the Housing Rehabilitation Program from funds received under Community Development Block Grant Program;

NOW THEREFORE, BE IT RESOLVED, that the following homeowners are hereby determined eligible for assistance under the Camden County Home Improvement Program:

1. 06-D-283 Arline Scutte 124 Haddon Avenue

2. That the Camden County Improvement Authority HIP is hereby authorized to process the aforementioned homeowner's application for rehabilitation of their dwelling as specified herein.

3. That the Camden County Improvement Authority HIP is further authorized to do the following:

- a) Execute any and all documents and perform all administrative functions which may be required or desired in order to carry out the terms and conditions of the Community Development Block Grant Program.
- b) Make payments to the homeowners and contractors in amounts determined by Community Development for services performed in rehabilitating the dwelling specified herein.

Motion by Councilman Epifanio, second by Councilwoman Bodanza to adopt Resolution 2015-88. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015- 89 RESOLUTION AUTHORIZING THE ADVERTISEMENT TO RECIEVE QUOTES FOR TRAFFICE MAINTENANCE AND EMERGENCY SERVICE TO THE TOWNSHIP OF BERLIN.

BE IT RESOLVED, by the Mayor and Council of the Township of Berlin, County of Camden, State of New Jersey that the Public Work's Director is hereby authorized to advertise and accept quotes for traffic maintenance and emergency service to the Township of Berlin.

Motion by Council President Morris, second by Councilwoman Bodanza to adopt Resolution 2015-89. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015- 90 LIST OF UNCOLLECTIBLE TAXES DUE BACK FROM STATE

To the Mayor and Council to the Township of Berlin:

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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 9, 2015
Dana O'Hara, CTC - Tax Collector**

NAME	YEAR	DESCRIPTION	AMOUNT	REASON
Dominick A Ferrara III	2014	1306-24	250.00	Veteran
John Dragani	2015	519-5	250.00	Veteran
				\$ 500.00 TOTAL May 2015

By resolution of the Mayor and Council of the Township of Berlin, the taxes listed above have been ordered remitted and the Collector relieved thereof.

Motion by Councilman Epifanio, second by Councilwoman Bodanza to adopt Resolution 2015-90. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015-91 RESOLUTION AUTHORIZING THE PURCHASE OF ITEMS FROM VENDORS WITH STATE CONTRACT IN EXCESS OF BID THRESHOLD DURING CY 2015

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, the following purchases will be made during CY 2015 in excess of the bid threshold:

CONTRACT	VENDOR	ITEM	DATE OF EXPIRATION
1. 80912	Majestic Oil Co. Inc.	Gasoline, Unleaded	2/29/16

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2.	82767	Majestic Oil Co. Inc.	Diesel Fuel	10/31/15
3	82925	Winner Ford	2015 Ford Utility Police Interceptor (1)	2/21/15

WHEREAS, the Mayor of the Township of Berlin be and is hereby authorized and instructed to sign and execute any necessary legal instruments in connection with the purchases: and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of Berlin hereby formally authorize the above purchase be available under State Contract, to the Township pursuant to N.J.S.A. 40A:11-12.

Motion by Council President Morris, second by Councilman Epifanio to adopt Resolution 2015-91. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015-92 RESOLUTION AUTHORIZING THE SUBMISSION OF THE NEXT ROUND OF CAMDEN COUNTY OPEN SPACE RECREATION ENHANCEMENT APPLICATION.

WHEREAS, the Township of Berlin desires to submit an application to Camden County Open Space Enhancement Program; and

BE IT RESOLVED, that the Mayor and Council of the Township of Berlin formally approves the application submission of the next round of Camden County Open Space Recreation Enhancement Program; and

BE IT FURTHER RESOLVED, that the Mayor of the Township of Berlin is authorized to sign the application and any other respective documentation.

Motion by Councilman McIntosh, second by Councilman Epifanio to adopt Resolution 2015-92. Resolution adopted by call of the roll, five members present voting in the affirmative.

Business Approvals

1) Lakhmichand Punjabi T/A Jyoti LLC (Jay's Store) 199 Route 73. Coffee and Convenience Store.

2) Michael Mozeika T/A Urethane Sciences, LLC 151 Cooper Road. Research and development of polyurethane foam.

3) Liwen Wu T/A LED Kingdom Inc. 415 Commerce Lane Unit 5. Warehouse and Office of LED Kingdom Inc.

MARCH 9, 2015

Motion by Council President Morris, second by Councilman Epifanio to approve the business licenses above. Licensed approved by call of the roll, five members present voting in the affirmative for license.

Solicitors

1) Robert Moules T/A Down Home Service LLC .

Soliciting Permit for HVAC Services. Leaving door hangers, not knocking on doors.

2) Conner Kinnevy T/A Allied Energy. Energy assessment, NJ Clean Energy Program.

3) Michael Accinno T/A Allied Energy. Energy assessment, NJ Clean Energy Program.

4) Timothy Tallmadge Allied Energy. Energy assessment, NJ Clean Energy Program

5) Gregory Piscielli T/A Power Remodeling Group. Home remodeling estimates.

6) Nicholas Priano T/A Power Remodeling Group. Home remodeling estimates.

7) Anthony Scorzetti T/A Power Remodeling Group. Home remodeling estimates.

Motion by Council President Morris, second by Councilman McIntosh to approve Solicitors Permits for the applicants above. Solicitor Permits approved by call of the roll, five members present voting in the affirmative.

8) Gregory Wilson T/A T/A Power Remodeling Group. Home remodeling estimates.

Motion by Council President Morris, second by Councilwoman Bodanza to deny Solicitors Permits for Gregory Wilson on the recommendation from the Chief of Police. Solicitor Permits denied by call of the roll, five members present voting in the affirmative.

Approval of February 9th Meeting Minutes

Motion by Councilman Epifanio, second by Councilman McIntosh to approve the Meeting Minutes for February 9, 2015. Motion carried by voice vote, five present voting in the affirmative.

Approval of February 9th Closed Session Meeting Minutes

MARCH 9, 2015

Motion by Councilman Epifanio, second by Councilman McIntosh to approve the Closed Session Meeting for February 9, 2015. Motion carried by voice vote, five present voting in the affirmative.

Approval of February 23rd Meeting Minutes

Motion by Councilman Epifanio, second by Councilman McIntosh to approve the minutes for February 23, 2015. Motion carried by voice vote, five present voting in the affirmative

All other Business

1) Women of Hope Group came out to talk about a Fundraiser event that they are planning on May 30, 2015. The group will hold a walk- a -thon around Luke Avenue Park and then have a celebration at the F.O.P. Hall. The Women of Hope has asked if Mayor and Council would waive the Park Fee for this event.

Mayor Magazzu replied to pick up an application from the Clerk's Office and submit the application and the Governing Body will take action at the next council meeting.

Public Portion

Motion by Councilman Epifanio, second by Councilwoman Bodanza 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.

No comments were to be heard

Motion by Councilman Epifanio, second by Council President Morris 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.

Adjourn

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adjourn the meeting at 6:20 pm. Motion carried by voice vote, all members present voting in the affirmative.

Meeting adjourned 6:20 pm

Catherine Underwood, Township Clerk