

MAY 12, 2014

BI-MONTHLY MEETING OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BERLIN, CAMDEN COUNTY, NEW JERSEY AT BERLIN TOWNSHIP MUNICIPAL HALL May 12, 2014 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 Courier Post, Record Breeze and posted on the bulletin board.

All in attendance joined in the Salute to the Flag.

ROLL CALL

Present- Council President Morris, Councilman Epifanio, Councilman McIntosh, Councilwoman Bodanza, Mayor Magazzu

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

Absent-CFO, Lori Campisano

Departmental Reports

A. CHANGE ORDERS AND VOUCHERS

1. 2013 Street Improvement Program, Proposal Number 2, Edgewood Avenue
We will be submitting a change order and voucher for approval for partial payment.

B. RESOLUTIONS AND ORDINANCES FOR CONSIDERATION

1. N.J.D.O.T. Safe Routes to School
We recommend that the Governing Body consider endorsing and authorizing the submission of an application for this funding.

C. ENGINEER'S REPORT

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1. 2013 STREET IMPROVEMENT PROGRAM

- a. Proposal No. 1 – Improvements to Mt. Vernon Avenue from Minck Avenue to Franklin Avenue (Partial Funding Through N.J.D.O.T. - \$180,000)

The contractor has completed the construction. We will be performing a final inspection of the construction and preparing and issuing the punch list for the corrective items.

I have completed the measurements for the as-built quantities and have submitted them to the contractor. The contractor has requested a meeting to discuss the quantities as he has differing measurements.

We have received the testing results, for the hot mix asphalt courses. The test results reveal that corrective measures must be taken for the base and surfaces courses. The contractor has authorized another set of testing to be performed. The test results are expected to be submitted to the Township, in the immediate future. It is anticipated that portions of the pavement must be reconstructed and penalties will be assessed for non-compliance.

- b. Proposal Number 2-Improvements to Edgewood Avenue- From Cooper Road to the N.J.D.O.T. Project Near Rt. 73 (Partial Funding Through N.J.D.O.T. – (\$200,000.00))

The paving sub-contractor has completed the construction of the hot mix asphalt courses. We have performed the as-built measurements and will be submitting a change order and voucher for consideration for approval and authorization for partial payment from the Governing Body.

- c. Proposal No. 3 – Various Streets

The contractor, Charles Marandino, LLC, has completed the construction.

- d. Construction of Doghouse Type “B” Inlet on Veteran’s Avenue

We had received a price of \$10,000 from Lexa Concrete, LLC for the construction of a Type “B” inlet, over the existing storm pipe, along Veteran’s Avenue, to intercept some of the stormwater, which is travelling along the street. I have informed the contractor that the price is too high. It is expected that the Public Works staff will construct the doghouse inlet and perform the pavement restoration.

2. IMPROVEMENTS TO THE WATER DISTRIBUTION SYSTEM

Mayor Magazzu and I met with Mayor Armano, other Borough representatives and representatives of New Jersey-American Water Company to discuss the water quality issues, related to high chlorine content and iron (brownish water). The Borough is performing flushing to remove iron in the pipes and installing automatic flushing systems. The will be interconnecting the dead end pipe, on Day Avenue with the water main on Route 73. We, also, discussed the increase of size and looping of various water mains, throughout the Township. We will continue to discuss the status of the improvements to the water system, over the next several months.

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We discussed the apparent high levels of chlorine, especially in the area of the Pinecrest development. The representatives informed us that the level was increased, last Fall, but has been reduced. Both the Borough and N.J.A.W.C. representatives assured us that the chlorine levels are well under the N.J.D.E.P. allowable limits.

3. IMPROVEMENTS TO LESTER AVENUE – DEAD END

This project is included in Ordinance 2011-26 and is listed as “McClellan Avenue”, to my mistake. I have discussed the matter with Ms. Campisano and she has informed me that the work can be performed on Lester Avenue. I intended to include this project with the street improvements to Hill Avenue project. I may request quotes to perform the work, by itself.

4. STREET IMPROVEMENTS TO HILL AVENUE (C.D.B.G. YEAR 35 and YEAR FUNDING \$42,000 +/-)

I must perform the preliminary design and prepare the construction cost estimate to determine if the current Township and C.D.B.G. funds are sufficient to cover the construction cost.

As requested by the Camden County CDBG Department, I will be completing and submitting the Environmental Review Record document to their office for their review and approval.

5. C.D.B.G. YEAR 35 SUPPLEMENTAL FUNDS

The Governing Body passed the resolution and the application package was submitted for the request for funding for the replacement of the roof and ceiling panels at the Senior Citizens Building. To date, I have not received any status of the announcement of the selected projects for this supplemental funding, which is limited to \$189,370, county wide.

6. 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.

7. N.J.D.O.T. FY 2014 APPLICATIONS

We have, electronically, submitted the applications to the N.J.D.O.T. for the following projects

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

Typically, the State announces the selected projects at the end of the year.

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The N.J.D.O.T. Local Aid staff has informed me that they are waiting for the Governor to announce the selected projects.

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 would like 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.

9. CAMDEN COUNTY OPEN SPACE AND RECREATION ENHANCEMENT APPLICATION

An application was submitted for the proposed Dog Park at the Luke Avenue Recreational Complex. The County Representative has informed me that 45 applications were submitted for this funding. It is expected that the grants will be issued to less than half of these applications. The County review committee is expected to commence with the reviews of the applications in the immediate future.

10. BANDSHELL AT LUKE AVENUE RECREATION AREA (COUNTY OPEN SPACE GRANT - \$25,000)

Ms. Campisano had reminded me that the Township had requested that the \$25,000 grant, which was allotted for the amphitheater, be permitted to be used with the \$25,000 grant for the band shell. We are researching to see if the County ever approved the redesignation of the amphitheater funds for this project.

I have recommended that the construction be contracted as the Public Works staff will not be able to devote the necessary time, needed to complete this project, in a timely manner, due to the current workload. I am anticipating that the contracted cost may exceed the \$50,000 of county funding.

11. PERVIOUS CONCRETE SIDEWALK ALONG NORTHBOUND ROUTE 73 -JACKSON ROAD TO EDGEWOOD AVENUE (N.J.D.O.T. FY'S 2008 AND 2009 FUNDING)

We are in the process of submitting the necessary documentation to the N.J.D.O.T. to close this project out and receive the final reimbursement.

12. MUNICIPAL CERTIFICATION FOR FUTURE FEDERAL FUNDED PROJECTS

We must obtain the information from the N.J.D.O.T. Once received, we will inform the Governing Body and Ms. Campisano.

13. NO PASSING ZONE ALONG COOPER ROAD

We are, currently, preparing the CAD profile plan, using the New Jersey – American Water Company plan. We will follow with the analysis to determine the portions of the road that meet the standard for no passing.

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14. MUNICIPAL BUILDING

a. Roof Membranes

We must perform the vertical and horizontal measurements of the existing conditions, perform the design, prepare the bid documents and receive bids. I expect to receive bids in the early Summer, 2014 for construction to follow, shortly thereafter.

b. Improvements to the Unfinished General Assembly Rooms

We must complete the bid documents for the ceiling, the remainder of the ceiling lighting, HVAC system and reconfiguration of the fire suppression system.

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

c. Free Standing Monument Sign

Quite some time ago, had recommended that the Governing Body consider awarding a contract to Dandrea Masonry for the installation of the brick facing and concrete capping to the masonry block base. The Public Works Department has, recently painted the masonry block. If the Governing Body desires to have the brick facing installed along the planter walls, I will contract Dandrea Masonry to see if they will honor their price from some time ago.

d. 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.

15. STORM DRAINAGE IMPROVEMENTS

a. Lester Avenue Storm Drainage and Stormwater Management

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

We are performing the design and preparing the construction plans. It is intended that the Public Works Department will perform the construction in 2014. It will be necessary for the Governing Body to appropriate the necessary funds for the construction of the improvements. Once the design has been completed, I will prepare a cost estimate for consideration for funding by the Governing Body.

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

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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

The Governing Body passed Resolution No. 2013:200, authorizing the advertisement and opening of bids for the reconstruction of the basin. We must prepare the bid documents so that the reconstruction work can be performed. I am expecting that the construction documents will be completed by the end of 2014.

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. I have 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 Mr. Fitz for his 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.

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

I had reported to the Governing Body that I am estimating that the overall construction cost for the necessary improvements is approximately \$11.8 million.

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

We must prepare the documents to support the request for the redesignation of the Pinelands Zoning to allow for greater density development and the extension of sanitary to the re-designated areas.

The Pinelands Commission staff has presented various proposals for changes to the requirements to purchase Pinelands development credits (PDC's) for lands within the Regional Growth Area.

I have contacted Mr. Dandrea and recommended that he meet with Pinelands staff to see if it would be possible to incorporate his lots into the Regional Growth Area, as part of this change for PDC's. Mr. Dandrea has provided me with a plan, depicting the desired development of his lands, to present to the Pinelands staff.

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I have contacted the Pinelands planning staff to request a meeting to discuss these matters. They have asked me to submit a detailed description of the various requests, which I expect to prepare and submit, in the near future.

17. MONTEBELLO PUMPING STATION

The developer has, recently, requested that we meet with them to discuss the possible dedication to the Township. I expect that the meeting will be held, in the immediate future. I will report to the Governing Body, after this meeting.

18. TAX MAP REVISIONS

We are performing the revisions to the Tax Maps. Once completed, we will issue the maps to the County Board of Taxation and the various Township departments.

19. FORMER MUNICIPAL BUILDING SITE, BATE AVENUE

Key Engineers has completed the surveying fieldwork for the location of the existing improvements and have provided the respective CAD file. I am working with them to provide direction for the closure calculations. I am hopeful that I will be able to provide the necessary direction so I can issue the survey of the premises. Key Engineers has submitted the Preliminary Site Assessment Report. I will review the document and forward it to the Governing Body with my comments and recommendation.

20. TRAFFIC SIGNAL TIMING CHANGES AT THE INTERSECTION OF HADDON AND FRANKLIN AVENUES

Chief Check has recommended that the green time be extended for Haddon Avenue (coming from Voorhees Twp) between 4:30 and 6:30 p.m. In order to change the signal timing it is necessary to perform traffic counts and a traffic engineering study. It will also be necessary to obtain County consent of re-timing of the signal sequence.

The County Engineer had informed me that they expect construction for the improvements to the intersection, which includes the traffic signal upgrade and re-timing, to commence in March, 2014 and will take approximately five months to complete. I will contact her to obtain the scheduled start date, since it did not occur in March.

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

22. REVISIONS TO TRAFFIC ORDINANCE

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I believe that another meeting is being scheduled to discuss the final changes to the Traffic Code.

23. 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.

24. SOLID WASTE DISPOSAL CONTRACT

The current County Contract amount expires at the end of this year. The Contract included an option to extend the Contract at an increased rate. At the R.I.C.C. Meeting, on April 22, 2014, the County representative had stated that they are discussing the matter with Covanta, the owner of the incinerator, as Covanta is willing to reduce the rate to approximately \$65.00/ ton. The County representative had noted that there may be an issue with amending the contracted price, even though it is being reduced. They expect to have an answer, regarding the possible extension of the Contract, at a reduced price, or needing to bid the disposal before the end of the year.

D. PUBLIC WORKS DEPARTMENT

1. SEWER JETTER/VACUUM TRUCK/APPARATUS

The Governing Body awarded the Contract to GranTurk Equipment. The order has been placed and it is anticipated that the apparatus will be delivered in the late Summer of 2014.

We are attempting to schedule an extensive training course for members of the sewer crew, at the manufacturer's facility in Streator, Indiana, in May, 2014.

2. IMPROVEMENTS TO SEWER PUMPING STATIONS

Ordinance No. 2013-12 was adopted at the last Council Meeting. We have received quotes for the inspection and evaluation services for the pumping stations. In an effort to obtain a better price, I am requesting additional quotes. I expect to make a recommendation of award, for these services, at the next Council Meeting.

We will begin to order the various items, perform the design for upgrades and make the improvements, after the completion of the pumping station evaluation

3. REPLACEMENT OF ROOF FOR SENIOR CITIZENS BUILDING

We will be requesting quotes for the replacement of the roof shingles, in the immediate future, due to the poor condition of the existing shingles. Once we receive the quotes, we will submit our recommendation of award to the Governing Body.

4. **REQUEST FOR 2013 CAPITAL PURCHASES FOR VEHICLES AND EQUIPMENT**

I strongly recommend that the Governing Body consider allocating the necessary funds for trash trucks, dump trucks, tub grinder and several other vehicles and pieces of equipment for the Public Works Department. We have been experiencing frequent breakdowns, requiring repairs and making them unreliable and unavailable for usage for the performance of Public Works tasks.

I would like to discuss this matter with the Governing Body, in the immediate future, so that the necessary actions can be taken to purchase these items.

5. **COLLECTION OF SOLID WASTE AND RECYCLABLES**

As you know, we have been experiencing frequent breakdowns of the collection vehicles, to the point where several of the trucks have been inoperable, at the same time. Luckily, the Boroughs of Berlin and Lindenwold have been gracious in, immediately, providing us with their collection vehicles so that solid waste and recyclables can be collected, in the Township, during the normal collection schedule.

We are in the process of having the necessary structural repairs performed to trash truck no. 40.

I have requested that the Governing Body consider allotting the necessary funds for several collection vehicles. I have recommended that the Governing Body consider automated trash collection vehicles and the purchase of 96 gallon totes, in connection with the purchase of the automated collection vehicles. I recommend that a cost analysis be performed to determine the best alternative for the Township. In order to achieve this analysis, I recommend that the Governing Body consider authorizing the advertisement for bids for the collection of solid waste, by a contractor.

I would note that it has been determined, in the past, that it was best for the Township to retain a staff to perform the collection of solid waste and recyclables, along with the performance of other public works duties.

6. **GREASE TRAP MAINTENANCE**

The Governing Body has adopted Ordinance No. 2013-11. We will be performing the inspections of those businesses, with grease traps, during the winter months.

7. **TEXTILE RECYCLING**

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

8. **LEAF COMPOST MATERIAL**

I had, previously, mentioned that we 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. 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 will

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be necessary for the Township to haul the leaves to another municipal composting facility and pay for the disposal at their facility.

9. INSTALLATION OF SPEED BOARDS

The Public Works staff has installed the speed board, with signage, at the locations directed by Chief Check. We will be installing the other ancillary signs, in the near future.

10. ORDER FOR VARIOUS SIGNS

I will be requesting quotes for various signs, which we are not able to fabricate with the Township sign machine. Once I receive the quotes, I will submit my recommendation of award to the Governing Body.

11. PERFORMANCE OF VARIOUS TASKS

The Public Works staff is in the process of sweeping the streets, collecting the leaves and brush from the Spring clean-up and gearing up for the performance of the maintenance to the sports fields and park areas.

SOLICITORS REPORT

1. Water Agreement with Berlin Borough
2. C & M Repair Environmental
3. Bate Avenue Property Former Municipal Site
4. DiluzioV. Berlin Township
5. Chief Jackson
6. Berlin Township ADS. Estate of Raj Kumar Chopra
7. Berlin Township ADS. David Carp
8. Berlin Twp. ADS. Jason Black
9. Berlin Twp. ADS. Jennnifer Vernacchio as Guardian Hannah Maslanka
10. Berlin Township ADS. Tarin Durham
11. Berlin Twp. ADS. Tyrone Powell
12. Open Public Records Act.
13. Fire Safety Ordinance
14. Traffic Ordinance Overhaul.
15. Political Sign Ordinance
16. Community Center Rental Ordinance
17. In Rem Tax Foreclosure
18. NJDOT Agreement
19. Electronic Cigarette Ordinance
20. Street Opening Bond Requirements

POLICE DEPARTMENT

Chief of Police, Lenny Check reported that for the Month of April the department had 238 motor vehicle summons, including 4 DWI arrest. 32 motor vehicle accidents. A total of 50 arrest 5 for narcotics, 12 for shoplifting and 9 warrants served.

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MAINTENANCE OFFICER/ANIMAL CONTROL

Josh stated that he is working on a few property in town with grass issues that need to be cut. Josh also commented that he is in the process of setting traps for stray cats.

SECOND READING PUBLIC HEARING ORDINANCE 2014-6 OF THE TOWNSHIP OF BERLIN, COUNTY OF CAMDEN, AND STATE OF NEW JERSEY, AMENDING CHAPTER 231 OF THE CODE OF THE TOWNSHIP OF BERLIN ENTITLED "PARKS AND RECREATION AREAS"

WHEREAS, Chapter 231 of the Code of the Township of Berlin, entitled "Parks and Recreation Areas," regulates, in pertinent part, the conduct of persons visiting and/or utilizing the public parks and recreation areas within the Township of Berlin; and

WHEREAS, the Governing Body has determined it necessary for the health, safety and welfare of the residents of the Township of Berlin to revise Chapter 231 to prohibit electronic cigarettes as a form of banned smoking in such public parks and recreation areas; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Governing Body is authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the powers and duties conferred and imposed upon the Township by law; and

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

SECTION 1: Chapter 231, entitled "Parks and Recreation Areas," Section 3, entitled "Prohibited activities," is hereby amended, revised and supplemented by deleting Subsection (B)(14) in its entirety and replacing with the following new language:

§231-3 Prohibited Activities

- (B)(14) Smoke or use tobacco or tobacco-related products or any device designed or intended to simulate smoking, including but not limited to electronic cigarettes, personal vaporizers, electronic nicotine delivery systems, smokeless cigarettes or the like, or discard of any of the above products in any area designated as "tobacco free" and/or beyond any point which is otherwise marked as "no-smoking beyond this point" or marked with similar language, or within fifty (50) feet of any park and/or recreation area owned, leased or utilized by the Township of Berlin.

SECTION 2: Except as set forth in Section 1 above, the balance of Chapter 231 shall not be affected by this Ordinance.

SECTION 3: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

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SECTION 4: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

SECTION 5: This Ordinance shall take effect twenty (20) days after final adoption and publication as required by law.

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 for questions or comments on Ordinance 2014-6.

Reverend Miller asked what the ordinance.

Mayor Magazzu replied that we have a no smoking ordinance for our parks and recreation area and this ordinance is just too include electronic cigarettes.

No more comments were to be heard.

Motion by Council President Morris, second by Councilwoman Bodanza 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 for questions or comments on Ordinance 2014-.

Motion by Council President Morris second by Councilman Epifanio to adopt Ordinance 2014-6 Ordinance approved by call of the roll, five members present voting in the affirmative.

**SECOND READING PUBLIC HEARING ORDINANCE 2014-7 AMENDING
ORDINANCE 2013-17 FIXING AND DETERMINING SALARY RANGES 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

Ordinance 2013-17 on December 16, 2013 fixing and determining salary ranges for the officers and employees for the calendar year 2014; and

WHEREAS, it is the desire of the Mayor and Council of the Township of Berlin to amend the following salary ranges for the calendar year 2014 as follows:

SALARY RANGE.....	
POSITION	FROM	TO
Engineering Technician -		

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Part-time	\$15.00 per hour	\$25.00 per hour
Deputy Public Works Director	\$50,000.00 per year	\$65,000.00 per year

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

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 for questions or comments on Ordinance 2014-7.

Reverend Miller asked if this was included in the budget for this year.

Mayor Magazzu replied yes.

No comments were to be heard.

Motion by Councilman McIntosh, second by Council President Morrris 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 for questions or comments on Ordinance 2014-7.

Motion by Councilwoman Bodanza second by Councilman Epifanio to adopt Ordinance 2014-7 Ordinance approved by call of the roll, five members present voting in the affirmative.

RESOLUTION 2014-95 PAYMENT OF BILLS – May 2014

WHEREAS, the Code of the Township of Berlin, Chapter 7-1 et seq., provides for the 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 to be paid.

TO	ACCOUNT	AMOUNT
Robert E. DePersia II, ESQ.	Municipal Public Defenders Trust \$	450.00
Charles Block, ESQ	Municipal Public Defenders Trust	75.00
Key Engineers	PB Escrow #286	3,660.00

CONFIRMING

State of NJ Health Benefits	4-01-23-220-2092	\$ 63,994.60
State of NJ Health Benefits	4-01-23-220-2092	28,522.33
Verizon -Admin Int. (4/30/14)	4-01-31-443-2077	109.99
Payroll, Current Fund	05/01/2014	127,338.23

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Payroll, Sewer Operating Fund 05/01/2014 6,403.47

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2014-95. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2014-96 RESOLUTION AUTHORIZING THE PURCHASE OF ITEMS FROM VENDORS WITH STATE CONTRACT IN EXCESS OF BID THRESHOLD DURING CY 2014.

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 2014 in excess of the bid threshold:

CONTRACT	VENDOR	ITEM	DATE OF EXPIRATION
1. 82925	Winner Ford	2014 Ford Utility	10/24/14
	Police Interceptors (2)		

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 Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2014-96. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2014- 97 LIST OF UNCOLLECTIBLE TAXES DUE BACK FROM STATE.

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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: May 7, 2014
Diane Zoppel, CTC - Tax Collector

NAME	DESCRIPTION	YEAR	AMOUNT	REASON
William G Surdi	823-4.01	2014	250.00	Senior Citizen
Alan J. Karas	1203-42.01	2014	250.00	Veteran
Deana L. Brown	1306-7	2014	250.00	Disabled Person
			\$ 750.00	Aug/Nov 2014

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 Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2014-97. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2014-98 RESOLUTION CANCELING FUNDED GENERAL CAPITAL IMPROVEMENT APPROPRIATION BALANCES OF COMPLETED PROJECTS TO CAPITAL SURPLUS.

WHEREAS, certain funded General Capital Improvement appropriation balances remain dedicated to projects now completed; and

WHEREAS, it is necessary to formally cancel said funded balances so that the unexpended balances may be credited to Capital Surplus;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the following unexpended and dedicated funded balances of General Capital Improvement Appropriations be canceled:

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Ordinance Number/Section	Date Authorized	Project Description	Funded Amount Canceled
2004-10 Sec 1.6	11/22/04	Police Equipment	\$ 1,415.39
2004-10 Sec 1.11	11/22/04	Police Vehicle	242.89
2005-1	2/28/05	Municipal Bldg. 176 Bate Avenue	377.86
2006-1 Sec A	2/13/06	Haddon Avenue	47,691.00
2006-9 Sec A	5/22/06	Haddon Avenue	252,262.47
2008-7 Sec B	4/28/06	Public Works Equipment	<u>216,513.96</u>
		Total	<u>\$518,503.57</u>

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2014-98. Resolution adopted by call of the roll, five members present voting in the affirmative.

Business Approvals

- 1) **Christopher O'Neill T/A First Rate Auto Repair. 550 Route 73 North West Berlin NJ. Auto Repair Shop.**
- 2) **Thanh Quach T/A Pho Le Vietnamese Restaurant. 185 Route 73 North West Berlin NJ. Vietnamese Restaurant.**
- 3) **Ilya Girlya T/A Diggerland USA LLC. 100 Pinedge Drive West Berlin NJ. Construction Themed Amusement Park.**

Motion by Councilman McIntosh, 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. **Council President Morris abstained from voting on Diggerland business license.**

Consent Agenda April 2014

MAY 12, 2014

Motion by Council President Morris, second by Councilman Epifanio to receive and file the monthly reports on the consent agenda. Motion carried by voice vote, five present voting in the affirmative.

Correspondences Calendar April 2014

Motion carried by Councilman McIntosh, second by Councilwoman Bodanza to receive and file the correspondence calendar for April 2014. Motion carried by voice vote, all present voting in the affirmative.

All Other Business

Mayor Magazzu commented that Memorial Day is coming and that Mayor and Council will be doing the same schedule as last year.

Council President stated that the Camden County Freeholders Meeting will be held on May 22, 2014 here at the Municipal Building.

Greg Berry from St. John United Methodist Church 409 Fairview Avenue West Berlin NJ asked Mayor and Council if the governing body would consider reducing the insurance Certificate Liability Coverage for their street opening application. The amount of insurance request to be in place is 5 million. Greg asked if 1 million would be sufficient.

Mayor Magazzu asked Township Engineer, Chuck Riebel if that would be sufficient amount of insurance to be in place for this street opening.

Chuck said that it would be.

Mayor Magazzu replied that we are now reviewing the requirements for the street opening permits with Township Solicitor and Engineer and looking into amending the requirements to make them user friendly for all types of businesses.

Council President Morris remarked that he is agrees with reducing the insurance amount.

RESOLUTION 2014- 99 RESOLUTION REQUESTING THE REDUCTION OF THE CERTIFICATE OF INSURANCE FOR ST.JOHN'S UNITED METHODIST CHURCH 409 FAIRVIEW AVENUE WEST BERLIN NJ STREET OPENING PERMIT.

WHEREAS, St. John's Methodist Church has applied for a street opening permit and one of the requirements in the application is the posting of \$5,000,000.00 in Insurance; and

WHEREAS, St. John's Methodist Church has asked for a reduction in the insurance to 1,000,000.00, due to hardship and the scope of the work that will be done in the street opening; and

MAY 12, 2014

WHEREAS, the Engineer has recommended to the Mayor and Council that the reduction of the insurance would be sufficient coverage.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, Camden County, New Jersey, that the request for the reduction of \$1,000,000.00 of insurance for St. John Methodist Church is hereby granted.

Motion by Councilwoman Bodanza, second by Councilman Epifanio to adopt Resolution 2014-99. Resolution adopted by call of the roll, four members present voting in the affirmative. Councilman McIntosh abstained from voting.

Public Portion

Motion by Council President Morris, 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 for questions or comments.

Reverend Miller asked about getting y-fi for Mc Peak Library.

Mayor Magazzu replied that there have been talks about combining the Mc Peak Library with the School Library.

No more comments were to be heard.

Motion by Councilman Epifanio, second by Councilwoman Bodanza 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 Councilman Epifanio, second by Councilwoman Bodanza to adjourn the meeting at 7:15 pm. Motion carried by voice vote, all members present voting in the affirmative.

Meeting adjourned 7:15 pm

Catherine Underwood, Township Clerk

MAY 12, 2014