

**JUNE 27, 2011**

**BI-MONTHLY MEETING OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BERLIN, CAMDEN COUNTY, NEW JERSEY AT BERLIN TOWNSHIP MUNICIPAL HALL JUNE 27, 2011 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-** Councilwoman Bodanza, Councilman McIntosh, Council President Morris, Councilman DiGangi, Mayor Magazzu

**Also Present-** Stuart Platt, Solicitor, Chuck Riebel, Engineer/ Director Public Works, Joseph Jackson, Chief of Police, Lori Campisano, CFO Joshua Shellenberger, Maintenance

**Absent-**

Mayor Magazzu opened the meeting to Cindy Johnson from MS bike run, "City to Shore Ride". Cindy presented Mayor and Council an award for the Townships Participation in the 30<sup>th</sup> Year Anniversary that was held in September 2010.

**ENGINEER'S AND DIRECTOR'S REPORT**

- A. CHANGE ORDERS AND VOUCHERS  
None
- B. REQUESTED ORDINANCES AND RESOLUTIONS  
None
- C. ENGINEER'S REPORT
  - 1. 2011 STREET IMPROVEMENT PROGRAM
    - a. Edgewood Avenue – Borough Line to Cooper Road (N.J.D.O.T. FY 2011 Funding - \$200,000) (Project No. E-10-0012)

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The estimated construction and materials testing cost is \$296,000. Ms. Campisano has informed me that there are sufficient funds in Ordinance 2007-8 to cover the estimated cost, over the N.J.D.O.T. funding.

We have completed the fieldwork and have commenced with the preparation of the construction drawings.

**b. Mt. Vernon – Franklin Avenue to Minck Avenue (N.J.D.O.T. Funding- \$180,000)  
(Project No. E-10-0002)**

The estimated construction and materials testing cost is \$223,000. Ms. Campisano has informed me that there are sufficient funds in Ordinance 2008-7 to cover the estimated costs, over the N.J.D.O.T funding.

We must perform the surveying work, drafting and design and prepare the bid documents.

**c. Hill Avenue – Fairview Avenue to End  
(C.D.B.G. Year 32 - \$30,257 and Year 33 - \$29,200 +/- Funding)**

I had mentioned, last month, that the County CDBG Program has informed us that the Year 33 funds have been reduced by the Federal agency. We are preparing the construction plans and specifications.

I am anticipating that the project will be performed in phases. The scope of the construction, which may consist of only the storm drainage improvements, will be limited to the available C.D.B.G. funds.

I will prepare a revised cost estimate for the entire scope of the construction. If it is possible, I recommend that the Governing Body consider appropriating the necessary funds to complete the entire construction, in one phase.

**d. Built-up Bituminous Driveway Aprons at 136 and 138 Veterans Avenue**

Since this project will be funded by the Township, I am assuming that the funds would be made available from the remaining funds appropriated under the ordinances, which have been referenced, above.

**2. POROUS CONCRETE SIDEWALK ALONG N.J.S.H. ROUTE 73 NORTHBOUND-JACKSON ROAD TO EDGEWOOD AVENUE  
(N.J.D.O.T. FY 2008 AND 2009 FUNDING - \$320,000)  
(PROJECT NO. E-10-0004)**

I have scheduled a second pre-construction meeting for June 17, 2011, due to the extensive delay in the commencement of construction. Once a

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construction commencement date has been determined, I will inform the Governing Body.

We are still waiting for the approval from the Pinelands Commission, which hopefully will be issued, no later than, July, 2011. The Pinelands Commission staff have voiced their concern of Ms. Liberta not signing the Consent to Enter. I have informed the Pinelands staff member that all construction activities must be performed within the highway right-of-way of Route 73.

The construction stakeout, contract administration and inspection will be performed by Township staff. We have received a copy of a letter from the N.J.D.O.T., noting that the project is dormant. The letter states that they will cancel and redirect the funds if we cannot demonstrate that a contract has been awarded or billing occurs by August 22, 2011. I will contact the N.J.D.O.T. to remind them that a contract has been awarded and they have issued the Township, a check for \$191,224.50.

**3. HADDON AVENUE STREETSCOPE, PHASES 1 AND 3  
(FEDERAL AND STATE AID - \$677,000)**

The Township should be receiving a proposal, for the decorative street lighting from Atlantic City Electric.

We have yet to receive any notification, from the N.J.D.O.T., regarding the approval of FY 2011 funding by the D.V.R.P.C. and environmental review approval. Once I receive an update from the N.J.D.O.T., I will inform the Governing Body.

**4. CAMDEN COUNTY OPEN SPACE, RECREATION  
ENHANCEMENT  
APPLICATIONS**

The applications for the following projects were submitted to the County Open Space Committee:

- a. Improvements to Basketball and Tennis Courts at the Spruce Avenue  
Park-crack sealing and color coating.  
Estimated construction cost is \$28,798  
Maximum County Funding is \$25,000
- b. Band Shell at Luke Avenue Recreation Complex  
Estimated Materials/Construction Cost is \$56,100  
Current County Open Space Funding is \$25,000  
Requested (Maximum) County Funding is \$25,000

If funded, the Public Works Department will perform the construction of the band shell. The electrical work will be performed by a licensed electrician. Mr. Sworaski, from the County Open Space Committee has informed me that they received 28 applications and will be visiting the sites, shortly. He expects the announcement of the selected projects at the Freeholder Meeting in July 2011.

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**5. ENERGY SAVING IMPROVEMENTS AT THE PUBLIC WORKS BUILDINGS, N.J. ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT PROGRAM**

The installation of the lighting improvements has been completed by Hutchinson Mechanical Systems, the State Contractor. They should be installing the heating improvements, in the near future.

**6. POSSIBLE PHOTOVOLTAIC SYSTEM (SOLAR PANELS) FOR TOWNSHIP BUILDINGS**

I have scheduled a meeting with a solar panel installer, to discuss possible solar panel installations. He has noted that there is a \$5,000 grant available, with a minimum 40% savings in electric rates, with no money down. I will inform the Governing Body, after the meeting.

**7. LESTER AVENUE STORM DRAINAGE AND STORMWATER MANAGEMENT SYSTEMS**

We must perform the surveying fieldwork and the design. Once completed, we must submit the construction plan to Public Service Electric and Gas Company for their review and hopeful granting of the drainage easement.

I had suggested, as an interim measure, storm drainage inlets be constructed at the low point on Lester Avenue and a portion of the pipe and an interim stormwater management basin be constructed on the Luke Avenue Recreation Complex. I will prepare cost estimates for the interim and final improvements for review and consideration by the Governing Body.

**8. DRAINAGE ISSUES WITHIN THE SOUTHWEST PORTION OF THE TOWNSHIP**

After notification by Mr. Hertzberg, I have requested that the County Engineer direct her maintenance crew to remove the sediment and vegetation, within the ditch along Walker Avenue. I have also asked the County Engineer for any update with her discussions with the Delaware Valley Regional Planning Commission. Once I receive a response, I will inform the Governing Body.

**9. BATE AVENUE (FORMER MUNICIPAL BUILDING AND PLAYGROUND) SITE**

We, still, must complete the survey of the property. I must also, perform the cursory site assessment.

**10. LIBRARY AND ADJACENT PLAYGROUND-POSSIBLE REDIVISION OF LAND**

No additional information to report.

**11. N.J.D.E.P. ANNUAL STORMWATER REPORT**

I have, electronically, submitted the report to N.J.D.E.P.

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**12. MUNICIPAL BUILDING**

**a. HVAC System**

I am waiting for Tozour Trane, the system manufacturer, to submit their report with the analysis to see if the efficiency of the system can be further improved. They will, also, be submitting a proposal for an annual service and maintenance contract, over and above the work that the custodian is performing.

**b. Possible Separation of Electronic Door Access and Surveillance Systems**

I will be submitting Chief Jackson's questions, regarding the proposed Software, once received.

**c. Landscaping and Irrigation System**

We must submit requests to landscapers, landscape materials suppliers and Irrigation contractors for their contribution of materials and services.

**d. Monument Sign Along Route 73**

We have requested quotes from sign contractors. We expect to receive the proposals, in the immediate future, and will submit the quote summary and recommendations.

**e. School Bell**

No update to report

**13. REDESIGNATION OF PINELANDS ZONING AND EXTENSION OF SANITARY SEWER TO ALLIED PARKWAY AND EDGEWOOD AVENUE**

It was anticipated that a public hearing would be held on Ordinance No. 2011-12. It is necessary to remove Block 2102, Lots 1.01 and 1.02 (Dandrea) as the Pinelands staff has informed me that they will not consider the redesignation of these lots. It is also necessary to add Block 1702, Lot 1.

The Planning Board has recommended the redesignation of the zoning of the lots, listed in the Ordinance.

**14. WAL\*MART EXPANSION**

I must remove the various documents, which have been submitted by the applicant's and prepare the bond estimate for the proposed site improvements.

**15. N.J.D.E.P. DRAFT SEWER SERVICE AREA MAP**

I have not received any response from the N.J.D.E.P., in regard to my request to schedule a meeting to discuss the matter. I am hopeful that the affected property owners have submitted their documentation to the N.J.D.E.P.

**16. TRAFFIC SIGNAL MAINTENANCE AND REPAIR PROGRAM**

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I have submitted the specifications to Mr. Platt for his review and comment, regarding the structure of the proposal.

I have also, submitted a set of the specifications to the County Shared Services. A committee, of which I am a member, will be reviewing our specifications and those from Cherry Hill Township and discussing a possible specifications for a County wide program, of which interested municipalities could participate, if interested.

**17. REQUEST FOR ADDITIONAL SANITARY SEWER ALLOCATION**

We are still waiting for the N.J.D.E.P. to respond to our request. I have asked Assemblyman Greenwald's staff for any update, which they have received from the N.J.D.E.P.

**18. N.J.D.O.T. REPAIRS TO ROUTE 73, MILEPOST 17.92 TO 21.34**

As requested by Chief Jackson, I have asked the contractor to provide the Chief with references of cross streets for the limits of the project. I have also informed the contractor that they must contact Lt. Check to coordinate traffic control for the project.

**19. REQUEST FOR BOND RELEASES**

**a. Montebello Recreation/Club House**

I have performed an inspection of the site improvements and issued a listing of corrective items. I have met with a representative of Hovbros Berlin. Once they complete the corrective work, I will perform another inspection.

Therefore, I do not recommend the release of the performance bond and posting of the maintenance bond until the work has been completed to the satisfaction of the Township.

**b. Golden Corral**

I have performed an inspection of the site improvements and have issued a listing of corrective work. The contractor is, currently, performing the work and will contact me, once this work has been completed, to perform another inspection.

Therefore, I do not recommend the release of the performance bond and the posting of the maintenance bond.

**c. Scott Barry Subdivision, Dead End of Oak Avenue**

At the request of the contractor, I performed an inspection of the roadway construction for the extension of the dead end of Oak Avenue and the required sidewalk and driveway apron improvements along Fairview Avenue. I have issued a listing of corrective work. The contractor expects to perform the work during the week of June 6, 2011.

**20. BIDS FOR TRASH DISPOSAL**

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The County contract for disposal expires in July, 2011. The Governing Body has authorized the advertisement and openings for bids fro trash disposal. Berlin Borough has informed me that they would be interested in participating in the bid. I intend to contact other municipalities, which collect their own trash and are not part of the Cherry Hill or Bellmawr consortiums, to see if they would be interested in participating in the bid.

**21. N.J.D.O.T. FY 2012 MUNICIPAL AID PROGRAM**

Typically, The N.J.D.O.T. accepts applications for street improvement projects, this time of the year. I have contacted the N.J.D.O.T. Local Aid Office for an update on the acceptance of applications.

**22. CAPITAL IMPROVEMENTS PROGRAM**

I intend to prepare an Engineer's Recommendation Report, which will list various street, sewer, recreation and Public Works improvements and equipment for consideration for the Governing Body in developing a multi-year capital improvement program.

**D. PUBLIC WORKS DEPARTMENT**

**1. MEMORIAL DAY OBSERVANCE**

Veteran's park and other parks, were prepared for the event.

**2. INDEPENDENCE DAY EVENT**

The Borough Public Works Superintendent has informed me that a meeting has been scheduled for June 15, 2011 to discuss the coordination of efforts.

**3. N.J.D.E.P. DIESEL RETROFIT PROGRAM**

The N.J.D.E.P. is requiring the retrofiting of the remaining diesel engines for Public Works vehicles and equipment. The Township is required to submit an inventory/cost estimate to the N.J.D.E.P. by September 8, 2011. There is no cost for the retrofit technology as it is covered by the N.J.D.E.P. I will be preparing the necessary documents with the assistance of the retrofit firm, Johnson and Towers.

**4. SPEED LIMIT SIGNS FOR REDUCED SPEEDS ALONG HADDON AND WALKER AVENUE**

I will be ordering the signs for installation in the immediate future.

**5. ESTIMATE OF COSTS FOR THE MAINTENANCE AND OPERATION OF RECREATION FACILITIES**

I have submitted my report, dated May 13, 2011, which list the various costs for the ballfields and street hockey courts.

**6. GREASE TRAP MAINTENANCE**

We have been observing the accumulation of grease in several of the pumping stations. Section 125-20 requires all food service establishments to install, operate and maintain grease traps. The owners of these facilities are required to submit records for the cleaning of the grease traps to the Plumbing Sub-Code Official. I strongly recommend that this requirement be enforced and all necessary action be taken to ensure that these structures are properly operating and being maintained.

I would be glad to send a letter to all of the food establishments, informing them of the grease problem in the pumping stations and provide a copy of the regulations for their reference.

We are also experiencing frequent clogging of the pumps at the Minck Avenue Pumping Station, due to non-woven fabric wipes. The wipes wrap around the intake of the pump, resulting in the pump being unable to push the wastewater through the force main. These wipes are accumulating at the bottom of the wetwell of the pumping station, along with other materials, which will require more frequent removal.

The disposal of these wipes into the sanitary sewer system has resulted in additional costs; i.e., emergency call-outs, equipment repairs and material removal and disposal and are taking the sewer crew away from performing their normal duties. I have been informed that these items have been causing havoc to pumping stations, nationwide, Ocean County has contacted the manufacturer to see if they can use a material, which is easily separated and more bio-degradable. I will update the Governing Body as more information becomes available.

**7. TRASH, RECYCLABLES AND VEGETATION COLLECTION**

The Sanitation Crew has been tagging containers and bagged items, which do not comply with the Ordinance requirements. I recommend that, in the next newsletter, an article be dedicated to this matter, to assist the residents on what are the acceptable containers and the procedures for placement of materials, at the side of the street.

**8. STREET SWEEPING**

Due to the reduction in manpower and the demands for other services, street sweeping is being performed when a crew member is available for this task. Therefore, it has been difficult for the department to maintain the normal street sweeping schedule.

**E. SHARED SERVICES**

**a. Winslow Township Planning Board Conflict Engineer**

I believe that Mayor Magazzu will be signing the Agreement document as Winslow has requested that they be submitted, as soon as possible.

**b. Somerdale Borough Engineer**

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The Governing Body for Somerdale has authorized the engineering design for several projects.  
I am also assisting the Borough with the utilization of an in-house site inspection and work force crew.

**SOLICITOR'S REPORT**

1. Water Agreement with Berlin Borough
2. Berlin Township ADS. David Carp
3. Berlin Twp.ADS. Yimei Edmiston Feng Lian Jiang
4. C & M Repair Environmental
5. Bate Avenue Property Former Municipal Site
6. Oddmund Angel, Block 200, Lot 1
7. Berlin Twp.ADS. Linda Fabrico
8. Berlin Twp.ADS. Joel Sussman
9. Clarification of Lateral Utility Lines
10. Police Operating Procedures
11. Township Civilian Organization Chart
12. Mustafa A. Muhammad v. Berlin Twp. Police Department
13. Sergeant William Hill
14. Wal-Mart Expansion Project

**POLICE DEPARTMENT REPORT**

Chief Jackson reported that the new traffic speed limits for Haddon Avenue and Walker Avenue are now in effect. Chief commented that we have met again with the traffic signal company and went over the stage of plans. Police Chief said that we are getting ready for the up coming holiday, Fourth of July.

**PROPERTY MAINTENANCE REPORT**

Josh Shellenberger updated that the tree on Clifton Avenue has been removed and the grass has been cut by Ship Shape. Josh stated that he has met with Robert Chabot from Animal Control and that he will start trapping the stray cats on Warren Avenue. Josh also is making sure that the properties on Haddon Avenue( parade route) will be cut and clean for the Fourth of July.

**SECOND READING AND PUBLIC HEARING ORDINANCE 2011-12  
AMENDING ORDINANCE 2010-6 OF THE TOWNSHIP OF BERLIN  
AMENDING CHAPTER 129 OF THE CODE OF THE TOWNSHIP OF BERLIN  
ENTITLED "ZONING" TO REDESIGNATE A PORTION OF THE PINELANDS  
RURAL DEVELOPMENT AREA TO THE PINELANDS REGIONAL GROWTH  
AREA**

**WHEREAS**, the Mayor and Council adopted Ordinance 2010-6 on August 2, 2010; and

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**WHEREAS**, the New Jersey Pinelands Commission, after review of Ordinance No. 2010-6 required several revisions to be made to the Ordinance as there are discrepancies of the zoning district, which are depicted on the Township Zoning Map, and the zoning districts on record with the Pinelands Commission;

**WHEREAS**, a request has been made by the owner of Block 2102, Lots 1.01 and 1.02 to redesignate those lots as commercial regional growth since there is sanitary sewer already present at the site. The Township is acceptable to the requested zoning change for these lots

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

**SECTION 1:** The Township Zoning Map is hereby amended to rezone and/or clarify the zone for the following Block and Lots from existing zoning to the proposed zoning district;

**SECTION 2:** The Institutional Overlay Zone shall remain as designated for Block 1701, Lots 4, 4.01 and 4.02, within the proposed C-3 (RGA) zoning district;

**SECTION 3:** If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the Court to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged, and the remainder of this Ordinance shall be deemed valid and effective.

**SECTION 4:** All Ordinances or parts of Ordinances inconsistent with this Ordinance are repealed to the extent of such inconsistency only.

**SECTION 5:** This Ordinance shall take effect 20 days following adoption and publication as required by law.

<b>BLOCK</b>	<b>LOT (S)</b>	<b>EXISTING ZONING</b>	<b>PROPOSED ZONING</b>
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		<u>TOWNSHIP</u>	<u>PINELANDS COMMISSION</u>	
1605	1.03 (rear portion) (front portion)	1-1 (RDA) C-2RD	R-1 (RDA) R-1 (RDA)	R-1 (RDA) C-3 (RGA)

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1606	8,9,10,11	C-2RD	R-1 (RDA)	I-1 (RDA)
1701	4, 4.01, 4.02	I-1 (RDA)	INS (RDA)	C-3 (RGA)
1702	6.01, 6.02, 6.03, 6.04 6.05, 6.06, 6.07, 6.08 6.09, 6.10, 1	C-2RD	C-2 (RDA)	C-3 (RGA)
2001	1 (front portion)	C-2RD	R-1	C-3 (RGA)

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 favor. Mayor Magazzu opened the meeting to the public for questions or comments on Ordinance 2011-12

Chuck Riebel, Township Engineer / Public Works Director gave a summary on the ordinance to the public.

Joann Robinson, Robert Gray, Glenn Townsend spoke about the ordinance.

No more comments were to be heard

Motion by Councilwoman Bodanza second by Council President Morris to close the meeting to the public. Motion carried by voice vote, all present voting in favor.

Motion by Council President Morris second by Councilman DiGangi to approve Ordinance 2011-12 Ordinance approved by call of the roll, five members present voting in the affirmative.

**FIRST READING ORDINANCE 2011-13 OF THE TOWNSHIP OF BERLIN, COUNTY OF CAMDEN, AND STATE OF NEW JERSEY, AMENDING CHAPTER 22 OF THE CODE OF THE TOWNSHIP OF BERLIN ENTITLED "POLICE DEPARTMENT"**

Motion by Council President Morris, second by Councilwoman Bodanza to adopt Ordinance 2011-13 on first reading by title. Ordinance adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011-130 RESOLUTION CANCELING THE RECEIVABLE AND RESERVE BALANCES FOR HOME INVESTMENT PARTNERSHIP GRANT**

**WHEREAS**, a receivable and reserve balance of \$10,866.52 titled Home Investment Partnership Grant from SFY 2010 remains on the balance sheet at 6/20/11; and

**WHEREAS**, after an extension, the Township has been notified that the grant period has expired and the funds must revert back into the County Home program; and

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**WHEREAS**, it is necessary to formally cancel the receivable balance and its' offsetting appropriation reserve balance from the balance sheet;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Berlin that the receivable and reserve balance of \$10,866.52 titled Home Investment Partnership Grant is hereby canceled.

Motion by Council President Morris, second by Councilman DiGangi to adopt Resolution 2011-130. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011-131 RESOLUTION AUTHORIZING THE APPOINTMENT OF A POLICE DEPARTMENT CLERK TYPIST – FULL TIME BY THE TOWNSHIP OF BERLIN**

**WHEREAS**, due to the resignation of Sheri DiMeo, a recommendation has been made to Mayor and Council to appoint Melissa DiLuzio as a full time Clerk Typist in the Police Department of the Township of Berlin; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Berlin that it hereby authorizes and approves the appointment of Melissa DiLuzio as a full time Police Department Clerk Typist effective June 20, 2011.

Motion by Council President Morris, second by Councilman McIntosh to adopt Resolution 2011-131. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011-132 RESOLUTION AUTHORIZING THE CANCELLATION OF CERTAIN 2010/2011 SEWER OPERATING FUND BUDGET APPROPRIATION BALANCES**

**WHEREAS**, the following Sewer Operating Fund budget appropriation balance remains unexpended:

	<u>ACCOUNT</u>	<u>AMOUNT</u>
Salaries and Wages	55-501-1	\$15,000.00

**WHEREAS**, it is necessary to formally cancel said balance so that the unexpended balance may be credited to Surplus;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Berlin, that the above listed unexpended balance in the Sewer Operating Fund be cancelled.

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Motion by Councilman DiGangi, second by Council President Morris to adopt Resolution 2011-132. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011- 133 AWARDING CONTRACT RESOLUTION FOR TRAFFIC SIGNAL CONTROL MONITORING SYSTEM (AUTOMATED RED LIGHT AND SPEED ENFORCEMENT SYSTEM)**

**WHEREAS**, the Township of Berlin has advertised and received proposals for a Traffic Signal Control Monitoring System (Automated Red Light and Speed Enforcement System); and

**WHEREAS**, the only vendor that responded with a proposal was American Traffic Solutions ("ATS") offering two price options A and B; and

**WHEREAS**, the proposal submitted by ATS was acceptable as to form and met all of the qualifications requested; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Township of Berlin, County of Camden, State of New Jersey, that a contract Under Option A, as negotiated by the Mayor, for the Traffic Signal Control Monitoring System (Automated Red Light and Speed Enforcement System) be awarded conditional upon the following:

1. That a certificate has been received from the Chief Financial Officer stating that funds are available for this Contract.
2. That the Request for Proposal documents and procedures have been reviewed and approved by the Municipal Solicitor.
3. That the presiding officer of this body be and is hereby directed to sign for and on its behalf the Contract for said services.
4. That the Clerk of this body be and is hereby directed to seal said Contract with the corporate seal of this body and attest to the same.
5. This Resolution hereby authorizes the Mayor and Clerk to endorse the Contract document.

Motion by Council President Morris, second by Councilwoman Bodanza to adopt Resolution 2011-133. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011-134 2011/2012 TEMPORARY BUDGET – CURRENT FUND, SEWER OPERATING FUND, AND OPEN SPACE, RECREATION, FARMLAND, AND HISTORIC PRESERVATION TRUST FUND AND CALCULATION OF MAXIMUM ALLOWABLE APPROPRIATIONS**

**WHEREAS**, Revised Statutes 40:2-12 provides that where there are any contracts, commitments or payments that are to be made prior to the adoption of the Fiscal Year 2012 Budget, temporary appropriations should be made for the purposes and accounts required in the manner and time provided: and

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**WHEREAS**, the date of this resolution is within the first thirty days of the Fiscal Year 2012 Budget and is twenty-six and one quarter percent (26.25%) of the total appropriations made for all purposes in the Budget for the year 2011 Fiscal Year, excluding appropriations;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Berlin that the foregoing is the Temporary Budget for the Fiscal Year 2012 and; Twenty-six and one quarter percent (26.25%) of the total appropriations made for all purposes in the budget for the year 2011 Fiscal Year excluding appropriations made for interest and debt redemption charges, capital improvement fund and public assistance.

CURRENT FUND TEMPORARY BUDGET

2010/2011 Budget Appropriations (Current Fund)           \$ 7,411,813.78

Less: 2010/2011 Appropriations for:

Debt Service	\$	1,032,340.00	
Capital Improvement Fund		0.00	
Reserve for Municipal Building		0.00	1,032,340.00
			<hr/>
sub-total			6,379,473.78
			x .2625
sub-total			1,674,611.87

Add 2011/2012 Temporary Appropriations

Debt Service	576,200.00	
Capital Improvement Fund	15,000.00	
Reserve for Municipal Building	0.00	\$ 591,200.00
		<hr/>
		2,265,811.87

GENERAL GOVERNMENT:

Mayor & Council	
Salaries & Wages	14,000.00
Other Expenses	8,000.00
Township Clerk	
Salaries & Wages	22,000.00
Other Expenses	10,000.00
Finance Administration	
Salaries & Wages	23,000.00
Other Expenses	3,000.00
Audit Services	
Other Expenses	1,000.00
Revenue Administration	
Salaries & Wages	17,000.00
Other Expenses	3,000.00
Tax Assessment Administration	
Salaries & Wages	7,000.00
Other Expenses	2,000.00
Legal Services and Costs	
Expenses	20,000.00

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Engineering Services and Costs	
Salaries & Wages	18,000.00
Other Expenses	4,000.00
LAND USE ADMINISTRATION	
Planning Board	
Other Expenses	3,000.00
CODE ENFORCEMENT AND ADMINISTRATION	
Uniform Construction Code	
Salaries & Wages	23,000.00
Other Expenses	5,000.00
Other Code Enforcement	
Salaries & Wages	11,000.00
Other Expenses	300.00
INSURANCE	
Liability Insurance	
Other Expenses	1,000.00
Workers Compensation Insurance	
Other Expenses	1,000.00
Employee Group Insurance	
Other Expenses	400,000.00
Unemployment Insurance	
Other Expenses	1,000.00
PUBLIC SAFETY FUNCTIONS	
Municipal Court	
Salaries & Wages	35,000.00
Other Expenses	4,000.00
Public Defender	
Other Expenses	500.00
Police Department	
Salaries & Wages	420,000.00
Other Expenses (including vehicles)	82,000.00
Emergency Management	
Salaries & Wages	1,000.00
Other Expenses	500.00
Aid to Volunteer Ambulance Company	
Other Expenses	3,000.00
Municipal Prosecutor	
Salaries & Wages	4,000.00
Other Expenses	500.00
PUBLIC WORKS FUNCTION	
Streets and Road Maintenance	
Salaries & Wages	34,000.00
Other Expenses	8,000.00

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Solid Waste Collection	
Salaries & Wages	92,000.00
Other Expenses	3,000.00
Buildings & Grounds	
Salaries & Wages	10,000.00
Other Expenses	9,000.00
Vehicle Maintenance	
Salaries & Wages	29,000.00
Other Expenses	24,000.00
HEALTH AND HUMAN SERVICES FUNCTIONS	
Public health services	
Salaries & Wages	1,000.00
Other Expenses	500.00
PARKS AND RECREATION	
Recreation Services and Programs	
Other Expenses	3,000.00
Maintenance of Parks	
Salaries & Wages	37,000.00
Other Expenses	7,000.00
Maintenance of Free Public Library	
Salaries & Wages	8,000.00
Other Expenses	2,000.00
OTHER COMMON OPERATING FUNCTIONS (UNCLASSIFIED)	
Celebration of Public Events	
Other Expenses	6,000.00
UTILITIES EXPENSES AND BULK PURCHASES	
Electricity & Natural Gas	38,000.00
Street Lighting	27,000.00
Telephone	10,000.00
Water	3,000.00
Petroleum Products (Fuel Oil & Gas)	28,000.00
Sewerage	4,000.00
Landfill/Solid Waste Disposal Costs	50,000.00
STATUTORY EXPENDITURES	
Public Employees Retirement System	0.00
Social Security	65,000.00
DCRP	200.00
Police & Fire Retirement System	0.00
OPERATIONS EXCLUDED FROM CAPS	
Solid Waste Recycle Tax	2,000.00
NJPDES – Stormwater Management	

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Salaries & Wages		13,000.00
Other Expense		4,800.00
FEDERAL & STATE GRANTS:		
CAPITAL IMPROVEMENTS (AND CAPITAL IMPROVEMENT FUND)		
Capital Improvement Fund		15,000.00
MUNICIPAL DEBT SERVICE		
Bond Principal		210,000.00
Bond Interest		366,200.00
TOTAL TEMPORARY CURRENT FUND APPROPRIATIONS	\$	2,257,500.00
SEWER OPERATING FUND TEMPORARY BUDGET		
Total of 2010/2011 Appropriations (Sewer Operating Fund)	\$	1,067,900.00
Less 2010/2011 Appropriations for:		
Debt Services	\$ 580,500.00	
Capital Improvement Fund	0.00	580,500.00
	Sub-total	\$ 487,400.00
		X.2625
	Sub-total	\$ 127,942.50
Add 2011/2012 Temporary Appropriation for:		
Debt Service	108,900.00	
Capital Improvement Fund		\$ 108,900.00
Total Maximum Allowable Appropriations	\$	236,842.50
SEWER OPERATING:		
Salaries & Wages		43,000.00
Other Expenses		72,000.00
Debt Service – Payment of Bond Principal		90,000.00
- Payment of Bond Interest		18,900.00
STATUTORY EXPENDITURES		
Public employees Retirement System		0.00
Social Security		4,000.00
Unemployment Compensation Insurance		100.00
TOTAL TEMPORARY SEWER OPERATING FUND APPROPRIATIONS	\$	228,000.00

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OPEN SPACE, RECREATION FARMLAND AND HISTORIC PRESERVATION TRUST FUND  
TEMPORARY BUDGET

Total of 2010/2011 Appropriations (Open Space Trust Fund)		\$	146,550.00
Less 2010/2011 Appropriations for:			
Debt Services	\$	15,550.00	
Capital Improvement Fund	0.00		<u>15,550.00</u>
	Sub-total	\$	131,000.00
			X.2625
	Sub-total	\$	<u>34,387.50</u>
Add 2011/2012 Temporary Appropriation for:			
Debt Service	7,900.00		
Capital Improvement Fund		\$	<u>7,900.00</u>
Total Maximum Allowable Appropriations		\$	42,287.50

OPEN SPACE TRUST:

Salaries and Wages		\$	33,000.00
Other Expenses			0.00
Interest on Bonds			1,900.00
Principal on Bonds			6,000.00
Down payment on improvements			<u>0.00</u>
TOTAL OPEN SPACE, RECREATION, FARMLAND AND HISTORIC PRESERVATION FUND APPROPRIATIONS		\$	40,900.00

Motion by Councilman DiGangi, second by Councilman McIntosh to adopt Resolution 2011-134. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011-135 RESOLUTION APPOINTING ROBERT CHABOT AS THE MUNICIPALITIES' ANIMAL CRUELTY INVESTIGATOR TO SO ACT AS AN OFFICER FOR DETECTION, APPREHENSION AND ARREST OF OFFENDERS OF THE NEW JERSEY ANIMAL CRUELTY AND CONTROL LAWS PURSANT TO NJSA 4:19-15.16b.**

**WHEREAS**, Robert Chabot of Independents Animal Control, is contracted with Berlin Township, to provide animal control services: and

**WHEREAS**, Robert Chabot has successfully completed the mandatory training outlined under NJAC 8:23A-2.6 and 8:23A-2.7

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of Berlin Township, Camden County, State of New Jersey hereby appoint Robert Chabot as an Animal

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Cruelty Investigator to so act as an officer for detection, apprehension and and arrest of violator of New Jersey animal cruelty and control laws.

**BE IT FURTHER RESOLVED** that this appointment will be valid for so long as Robert Chabot is contracted with the municipality, and that the municipality will incur no additional financial charges resulting from this appointment.

Motion by Councilwoman Bodanza, second by Councilman DiGangi to adopt Resolution 2011-135. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011-136 AUTHORIZING THE ADVERTISEMENT AND OPENING OF BIDS FOR SOLID WASTE DISPOSAL**

**WHEREAS,** the contract, with Pollution Control Financing Authority of Camden County (PCFACC), for the Waste to Energy plant (WTE) at Morgan Boulevard, Camden, New Jersey and the Pennsauken Sanitary Landfill, will expire on July 1, 2011; and

**WHEREAS,** the contract between the PCFACC and Foster-Wheeler, the operator of the Waste to Energy plant, expires on July 1, 2011; and

**WHEREAS,** Foster-Wheeler operates and establishes the fees at the WTE; and

**WHEREAS,** with the expiration of the above mentioned contracts, the Borough can exercise their right to solicit bids for the disposal of solid waste; and

**WHEREAS,** the Township of Berlin is advertising to receive bids for solid waste disposal and has offered to include the Borough, in the bid package; and

**WHEREAS,** inclusion in the Berlin Township bid document does not obligate the Borough to take any action in any award of contract, but provides the option if the Governing Body decides to do so; and

**WHEREAS,** it is anticipated and hopeful that the bidding of the disposal of solid waste will result in a, lesser tipping fee than the current contract fee of \$65.00/ton

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of Boro, that the inclusion of bids with the Berlin Township bid documents and advertisement and opening of bids is hereby authorized.

Motion by Councilman DiGangi, second by Councilman McIntosh to adopt Resolution 2011-136. Resolution adopted by call of the roll, five members present voting in the affirmative.

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**RESOLUTION 2011-137 RESOLUTION TO GRANT THE RELEASE OF ESCROWS FOR MAHLON KAIGH, 1040 INDUSTRIAL DRIVE.**

**WHEREAS**, Mahlon Kaigh, 1040 Industrial Drive, Unit 8, has requested the release of the escrows for \$473.66; and

**WHEREAS**, the Engineer has recommended that the Township grant the request for the release of \$473.66 in escrow funds, all final bills have been submitted;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Berlin that the request for the release of the escrows for, Mahlon Kaigh, 1040 Industrial Drive, Unit 8, is hereby granted.

Motion by Councilman DiGangi, second by Councilman McIntosh to adopt Resolution 2011-137. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011-138 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 June 22, 2011  
Diane Zoppel, Tax Collector

<b>NAME</b>	<b>DESCRIPTION</b>	<b>YEAR</b>	<b>AMOUNT</b>	<b>REASON</b>
<b>Regina Maxwell</b>	<b>213-4</b>	<b>2011</b>	<b>250.00</b>	<b>Senior Citizen</b>
<b>Marie Allison</b>	<b>215-20.01</b>	<b>2011</b>	<b>250.00</b>	<b>Senior Citizen</b>
<b>Marie Mahaffy</b>	<b>802-7</b>	<b>2011</b>	<b>250.00</b>	<b>Senior Citizen</b>
			<b>\$ 750.00</b>	<b>TOTAL to Aug/Nov 2011</b>

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Motion by Councilman McIntosh, second by Council President Morris to adopt Resolution 2011-138. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011- 139 RESOLUTION REQUESTING THE RELEASE OF PERFORMANCE BOND FOR MONTEBELLO, SECTION 3A RECREATION AREA ,CLUB HOUSE AND POSTING OF MAINTENANCE BOND**

**WHEREAS**, Hovbros Berlin, L.L.C., 900 Birchfield Drive, Mount Laurel, New Jersey, has requested, on behalf of Montebello, for the release of Performance Bond #. SU1001780, for Sections 3A Recreation Area, Club House; and

**WHEREAS**, the Engineer has recommended that the Township grant the request for the release of the Performance Bond # SU1001780 contingent upon the posting of a two year Maintenance Bond in the amount of \$342,558.30, and to also included the following conditions.

1. The applicant has informed me that they do not intend to construct the walkway, from Columbus Court to the overlook area. At this time, Columbus Court has not been constructed and, therefore, the sidewalk serves no purpose. Therefore, if it is possible, I recommend that this improvement be included with the improvements for Section 4, which includes Columbus Court. If it is the applicant's intent to delete this walkway, they must obtain amended site plan approved from the Planning Board for said deletion.
2. The construction of the sidewalk and handicap curb cuts, along the unimproved street frontages of Piedmont Boulevard, Gainesboro Drive and Columbus Court will be constructed as part of the section 4 improvements.
3. The applicant intends to delete the woven fabric canopies for the pergolas, at the pool area, due to the anticipated continual maintenance issues, caused by the frequent high winds. The applicant has stated that they have installed vines, which will, eventually, create a natural canopy. The applicant intends to delete the fabric canopies at the bocce court since usage is, primarily, in the early evening. I recommend that the canopies be required in Section 4 to allow for time for the residents to determine if the canopies are necessary, after they have used the facilities for some time. At the time of the completion of Section 4, a determination could be made on the need for these canopies.

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- 4. Landscaping is not required along the side of the portion of the clubhouse building, which houses the indoor pool, along Columbus Court. I recommend that, with the construction of Section 4, the applicant consider planting landscaping along this side of the building.

Therefore, if it is acceptable to delay the construction of the walkway from Columbus Boulevard and the installation of the fabric canopies until Section 4, and the construction of the clubhouse and swimming pools have been approved by the Construction Official

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Berlin, Camden County, New Jersey, that the request for the release of Performance Bond #. SU1001780, for Sections 3A Recreation Area, Club House is hereby granted with the conditions stated above.

Motion by Councilman McIntosh, second by Council President Morris to adopt Resolution 2011-139. Resolution adopted by call of the roll, five members present voting in the affirmative.

**Resolution 2011-140**

**Payment of Bills June 27, 2011**

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.

<b>TO</b>	<b>ACCOUNT</b>		<b>AMOUNT</b>
Robert E. DePersia, II, Esq.	Mun Public Defender Trust	\$	150.00
	Mun Public Defender Trust		75.00
Marrazzo & Platt, PC	Planning Board Esc # 208		847.00
Township of Berlin	Planning Board Esc # 286		605.94
	Planning Board Esc # 308		342.49
	Planning Board Esc # 342		237.10
	Planning Board Esc # 366		816.70
	Planning Board Esc # 367		948.42
Carlamere & Rowan	Planning Board Esc # 291		110.00
	Planning Board Esc # 308		120.00
Treasurer, State of NJ	Dog Trust		3.60
Camden County Animal Shelter	Dog Trust		544.00

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**CONFIRMING**

America On Line	01-201-20-120-2105	\$	32.90
Verizon Communications	01-201-20-120-2105		140.54
Verizon Communications	01-201-20-120-2105		99.99
State of NJ Health Benefits	01-201-23-220-2092		52,873.39
State of NJ Health Benefits	01-201-23-220-2092		20,756.88
South Jersey Gas Company	07-201-55-502-2071		509.12
South Jersey Gas Company	01-201-31-435-2071		105.42
Verizon Communications	01-201-20-120-2105		99.99
Cherry Hill Postmaster	01-201-20-110-2120		361.11
Treasurer, State of NJ	01-201-26-305-2151		178.00
Township of Berlin General Acct	Police Sick Leave Trust		10,000.00
	Rental Rehab Trust		1,628.39
	Snow Removal Trust		20,915.51
	Planning Bd Trust		185.07
Mr. Robert Kline	01-201-26-305-2038		37.99
County of Camden	01-201-30-420-2105		331.00
Payroll, Current Fund	5/5/2011		53,197.53
Payroll, Sewer Operating Fund	5/5/2011		3,077.65
Payroll, Current Fund	5/12/2011		52,833.37
Payroll, Sewer Operating Fund	5/12/2011		3,176.48
Payroll, Current Fund	5/19/2011		53,297.57
Payroll, Sewer Operating Fund	5/19/2011		3,077.65
Payroll, Current Fund	5/26/2011		71,485.51
Payroll, Sewer Operating Fund	5/26/2011		3,077.65

Motion by Councilman McIntosh, second by Council President Morris to adopt Resolution 2011-140. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011-141 RESOLUTION AUTHORIZING TRANSFERS BETWEEN BUDGET APPROPRIATIONS**

**WHEREAS**, transfers are permitted between budget appropriations during the last two months of the fiscal year;

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**BE IT RESOLVED** by the Mayor and Council of the Township of Berlin, County of Camden, New Jersey, that transfers between 2010/2011 Budget Appropriations be made as follows:

CURRENT FUND

	<u>ACCOUNT</u>	<u>FROM</u>	<u>TO</u>
Inside Caps:			
Salaries and Wages:			
Township Clerk	20-110-1		\$6,000.00
Engineering	20-165-1	\$15,000.00	
Uniform Construction Code	22-195-1	3,000.00	
Police	25-240-1		8,000.00
Streets and Roads	26-290-1	1,000.00	
Solid Waste Collection	26-305-1	8,500.00	
Buildings and Grounds	26-310-1	18,000.00	
Vehicle Maintenance	26-315-1	1,000.00	
Maintenance of Parks	28-375-1	1,500.00	
Municipal Library	29-390-1	2,000.00	
Accumulated Leave Compensation	30-415-1	1,000.00	
Other Expenses:			
Mayor and Council	20-110-2	6,000.00	
Township Clerk	20-120-2	13,000.00	
Revenue Administration	20-145-2	2,000.00	
Tax Assessment Administration	20-150-2	3,000.00	
Legal Services and Costs	20-155-2		50,000.00
Engineering Services and Costs	20-165-2	3,000.00	
Planning Board	21-180-2	3,000.00	
Uniform Construction Code	22-195-2		1,000.00
Liability Insurance	23-210-2	5,000.00	
Workers Compensation Insurance	23-215-2	17,000.00	
Group Insurance	23-220-2		17,000.00
Unemployment Compensation Insurance	23-225-2		10,000.00
Police	25-240-2	3,000.00	
Aid to Ambulance	25-260-2	2,000.00	
Street and Road Maintenance	26-290-2		8,000.00
Vehicle Maintenance	26-315-2		3,000.00
Recreation Services & Programs	28-370-2	10,000.00	
Celebration of Public Events	30-420-2	18,000.00	
Electricity and Natural Gas	31-430-2		50,000.00
Street Lighting	31-435-2	9,000.00	
Telephone	31-440-2	6,000.00	
Petroleum Products	31-447-2		10,000.00
Landfill/Solid Waste Disposal Costs	32-465-2	12,000.00	

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Outside Caps:

Bond Principal	45-920-2		25,000.00
Interest on Bonds	45-930-2	25,000.00	
			<hr/>
Totals		\$188,000.00	\$188,000.00

Motion by Councilman McIntosh, second by Council President Morris to adopt Resolution 2011-141. Resolution adopted by call of the roll, five members present voting in the affirmative.

**CONFIRMING RESOLUTION 2011-142**  
**OF OFFICIAL TAX SALE**  
 N.J.S.A. 54:5-41

PURSUANT to New Jersey State Statute, following is a listing of the results of the official Berlin Township Tax Sale held on June 21, 2011 at 10:00 AM of that day in Berlin Township Court Room:

<u>BLOCK/LOT(S)/QUAL</u>	<u>PURSHASER</u>	<u>%BID/PREMIUM</u>	<u>AMOUNT</u>
216-1	Independent Investors	800.00	1289.22
	US Bank Cust. for Pro Capital I	18%	358.09
512-9/10/11	LLC		
517-5	FNA Jersey Lien Services LLC	1500.00	6437.74
	US Bank Custodian for CCTS	1200.00	2187.58
527-3	Capital		
601-1	Garden State Investment	1200.00	2492.94
601-26.02	JDR Properties One Inc.	18%	1688.33
	US Bank Custodian for CCTS	18%	2133.98
702-21	Capital		
703-11	FNA Jersey Lien Services LLC	10100.00	24454.51
805-13	US Bank Cust for Tower DBW	1400.00	1638.60
814-6	FNA Jersey Lien Services LLC	1900.00	2365.45
1002-1.02 C0201	Independent Investors	1100.00	4541.32
	US Bank Custodian for CCTS	900.00	4791.79
1002-1.02 C0202	Capital		
1002-1.02 C0203	N. or D. Remick-Trustee	1800.00	6213.61
	US Bank Cust. for Pro Capital I	2%	730.90
1002-6 C0102	LLC		
1002-9/8.B	Garden State Investment	18%	12181.34

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1203-3	US Bank Custodian for CCTS Capital	8700.00	41421.75
1203-13	Independent Investors	1100.00	5170.41
1203-25	US Bank Cust for Tower DBW	900.00	6735.24
1306-17	US Bank Custodian for CCTS Capital	600.00	2495.90
1405-4	US Bank Cust. for Pro Capital I LLC	600.00	279.42
1405-11	US Bank Cust for Tower DBW	1000.00	2470.64
1412-14	US Bank Custodian for CCTS Capital	100.00	4314.17
1412-15	JDR Properties One Inc.	18%	617.24
1412-16	US Bank Custodian for CCTS Capital	1500.00	5857.02
1413-3	FNA Jersey Lien Services LLC	0	994.70
1414-5	US Bank Cust. for Pro Capital I LLC	10%	1085.90
1814-14	JDR Properties One Inc.	18%	49.33
1815-1	US Bank Custodian for CCTS Capital	1800.00	2412.48
1818-13	US Bank Cust. for Pro Capital I LLC	100.00	695.92
1818-17	US Bank Custodian for CCTS Capital	900.00	2334.98
1906-2.02	US Bank Custodian for CCTS Capital	2000.00	3949.70
2301-2 C0010	US Bank Cust. for Pro Capital I LLC	2%	659.75
2301-2 C0011	US Bank Cust. for Pro Capital I LLC	1200.00	1343.14
			TOTAL 156,393.09
	<b>TOTAL COLLECTED</b>	\$42,400 PREMIUM	198,793.09

Motion by Council President Morris, second by Councilwoman Bodanza to adopt Resolution 2011-142. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011- 143 RESOLUTION ENDORSING THE TONNAGE GRANT APPLICATION**

**WHEREAS**, the Mandatory Source Separation and Recycling Act. P.L. 1987, c. 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

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**WHEREAS**, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue to expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, a resolution authorizing this municipality to apply for such tonnage grants for calendar year 2010 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council of the Township of Berlin to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS**, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Berlin that they hereby endorse the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Charles Riebel to ensure that the application is properly filed and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Motion by Council President Morris, second by Councilwoman Bodanza to adopt Resolution 2011-143. Resolution adopted by call of the roll, five members present voting in the affirmative.

**APPROVAL ANIMAL PERMITS**

<b>1) Joseph Romeo</b>	<b>2011-1</b>	<b>two horses</b>
<b>2) Linda Townsend</b>	<b>2011-2</b>	<b>16-17 chickens</b>
<b>3) Dolores Ross</b>	<b>2011-3</b>	<b>60 Pigeons</b>
<b>4) Joseph Fabrico</b>	<b>2011-4</b>	<b>two horses</b>
<b>5) Cosette Washington</b>	<b>2011-5</b>	<b>six chickens</b>
<b>6) Frank Carns</b>	<b>2011-6</b>	<b>five chickens</b>

Motion by Council President Morris, second by Councilwoman Bodanza to approve the renewal of 2011 animal permits. Animal permits approved by call of the roll, five members present voting in the affirmative.

**APPROVAL BUSINESS LICENSES**

**JUNE 27, 2011**

**1) Absolute Perfection Detailing, Christopher Thomas,**409 D'Angelo Drive West Berlin NJ 08091. Automotive Detailing Services.

**2) Rosemary and Thyme LLC, Kimberly O'Sinski,** at Tulia's Restaurant 589 Route 73 North Wets Berlin NJ 08091. Catering Services.

**3) VMX Technologies, Jeffery Gottlieb,** 160 Cooper Road, West Berlin NJ 08091. IT service, computer Networking.

**4) Berlin Nails and Spa, My Nhung T. Nguyen,** 451 North Route 73 West Berlin NJ. Nail salon , pedicures, manicures and waxing.

Motion by Councilman DiGangi, second by Councilwoman Bodanza to approve business license. License approved by call of the roll, four members present voting in the affirmative.

### **CONSENT AGENDA**

Motion by Councilman DiGangi, second by Council President 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 MEETING MINUTES FROM JUNE 13, 2011**

Motion by Councilman DiGangi, second by Council President Morris to approve the minutes for June 13, 2011. Motion carried by voice vote, four present voting in the affirmative, one abstained.

### **ALL OTHER BUSINESS**

Councilwoman Bodanza gave an update on the Fourth of July Celebration and said that the parade will begin at 9:00 am at the Berlin Township Fire Hall and will end at Berlin Park, there will be activities at the park. The fireworks will begin at dusk.

Councilman McIntosh asked Chuck Riebel, Township Engineer/ Public Works Director by doing all the work for the Pineland Ordinance approximately how much money has the Township saved by your dual role.

Chuck Replied if he had to give rough estimate around \$10,000 to 20,000 dollars.

### **PUBLIC PORTION**

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 favor. Mayor Magazzu opened the meeting to the public.

**JUNE 27, 2011**

Mayor and Council Presented Green Grove Baptist Church Group an award for there outstanding work done on the Spruce Avenue Recreational Park and all the community services that they have performed throughout the year. Awards were given too.

Sam Sykes  
Lamar Rothmaller  
Stephanie Mitchell

Deacon Rothmaller  
Shane Jackson  
Penny Rothmaller

Deacon Norwood  
Laneaya Mitchell  
Victoria Summers

Audrey Lightcap, Lincoln Avenue asked when the collection of vegetation is, because her trash has not been picked up.

Chuck Reibel said that the trash should have been collected and that he would talk to the guys to find out why. Chuck replied that he would make sure that they pick it up.

Terry Hertzberg, Lucas Avenue said that the County came out and cleaned the storm water drain but did not clean all of it. The County said that the property owner is responsible for the rest of the storm drain.

Chuck Riebel said that he will call John Soubasis the owner of the property, but he believes that the County cleaned it out last year.

Terry asked who is going to own up and take responsibility for the cleaning and maintenance of this storm water drain.

Frank Epifano, Andes Trail complemented the Township Newsletter and how informative it was.

Mayor Magazzu replied that we do the newsletter in house and that we are able to save a lot of money doing this way.

Bob Bray, Haddon Avenue came out and thanked Mayor and Council for the speed limit changes on Haddon Avenue, it was very much needed.

Motion by Councilman DiGangi, 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.

**RESOLUTION 2011-144 RESOLUTION WAIVING PARK PERMIT FEES FOR GREEN GROVE BAPTIST CHURCH FOR THEIR ANNUAL PICNIC.**

**BE IT RESOLVED**, by the Mayor and Council of the Township of Berlin that the Park permit fees for Green Grove Baptist Church, be waived.

Motion by Councilman DiGangi, second by Councilman McIntosh to adopt Resolution 2011-144. Resolution adopted by call of the roll, five members present voting in the affirmative.

**JUNE 27, 2011**

**RESOLUTION 2011-145 RESOLUTION AUTHORIZING INTERBORO  
CHEERLEADING THE USE OF THE BERLIN TOWNSHIP FIELD**

**WHEREAS**, the Mayor and Council of the Township of Berlin, Camden County, New Jersey has reviewed the parks and recreation application from Interboro Cheerleading; and

**WHEREAS**, the Interboro Cheerleading shall pay \$2000.00 for the use of the field.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of Berlin to hereby grant a park and recreation permit for Interboro Cheerleading.

Motion by Councilman DiGangi, second by Councilman McIntosh to adopt Resolution 2011-145. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2011-146 CLOSED SESSION TO DISCUSS PERSONAL MATTERS**

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

Motion by Council President Morris, second by Councilman DiGangi to adopt Resolution 2011-146. Resolution adopted by call of the roll, five members present voting in the affirmative.

**ADJOURN**

Motion by Council President Morris, second by Councilman DiGangi to adjourn the meeting at 8:00 pm. Motion carried by voice vote, all members present voting in the affirmative.

Meeting adjourned 8:00 pm

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Catherine Underwood, Township Clerk