

JULY 6, 2015

BI-MONTHLY MEETING OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BERLIN, CAMDEN COUNTY, NEW JERSEY AT BERLIN TOWNSHIP MUNICIPAL HALL JULY 6, 2015 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- Mayor Magazzu, Councilman Epifanio, Councilman McIntosh, Council President Morris, Councilwoman Bodanza

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

Cindy Johnson for the National MS Society Bike Tour spoke about this year bike tour. Due to the Pope coming the event has been pushed back till the first week in October on the 3rd and 4th.

Departmental Reports

ENGINEER / PUBLIC WORKS

A. CHANGE ORDERS AND VOUCHERS

None at this time.

B. RESOLUTIONS AND ORDINANCES FOR CONSIDERATION

1. SEWER MATTER, EXPANSION OF THE MUSLIM AMERICAN WORSHIP CENTER, VOORHEES TOWNSHIP

I recommend that the Governing Body consider taking formal action, regarding this request. I had recommended several conditions of acceptance, if the Governing Body decides to accept the expansion with the current sewer connection.

JULY 6, 2015

2. BOND REDUCTION FOR ROADWAY AND SITE IMPROVEMENTS, MONTEBELLO, SECTION 4

Based upon the recommendation of Key Engineers, Inc., which has performed the inspection of the improvements, I recommend that the Governing Body consider reducing the bond amount, from \$684,814.80 to \$245,865.60.

3. REQUEST TO THE NJDOT FOR A TRAFFIC SIGNAL AT THE INTERSECTION OF NJSH ROUTE 73 AND D'ANGELO DRIVE

I had recommended that the Governing Body consider passing a resolution, requesting that the NJDOT consider the approval of a traffic signal at this intersection.

4. RETIREMENT OF JAY WINNER FROM THE PUBLIC WORKS DEPARTMENT

Effective July 1, 2015 and almost 31 years of service, Mr. Winner has retired from the Department. I recommend that the Governing Body consider taking formal action in recognizing and thanking him for his service to the Township.

B. ENGINEER'S REPORT

1. 1. SEWER MATTER, EXPANSION OF THE MUSLIM AMERICAN WORSHIP CENTER, VOORHEES TOWNSHIP

The congregation would like to expand the existing worship center, which is expected to result in a minimal increase to the amount of sewerage, generated at the site. I recommend that the Governing Body consider taking formal action to accept the anticipated average daily increase of 18 gallons per day for an overall average daily flow of 150 gallons per day, under the current sewer connection permit for one (1) EDU, conditional upon the owner submitting annual water usage records from the Borough of Berlin and a water meter be installed on the irrigation service line to determine what the amount of water being used for the irrigation system and, more importantly, the amount of sewerage being generated by the occupants of the facility.

2. MUNICIPAL BUILDING ROOF

The contractor has completed the installation of the membrane. They must, still, install the capping, along the perimeter of the building.

JULY 6, 2015

The curbs for the proposed rooftop units for the unfinished rooms have been installed and covered, in the interim.

We have been working with the Solicitor's Office, documenting the damages from the roof leak. The adjuster for JIF has visited the Municipal Building to observe the conditions of the damaged items.

Over the past few weeks, there have been leaks in several rooms. We have submitted the list to the Contractor for corrective work. We will be discussing this matter, in further detail, with the Contractor. If we experience difficulty with the Contractor, regarding any resistance in performing the corrective work, we will notify the Governing Body and Township Solicitor and recommend possible legal action.

Once all improvements have been completed, the manufacturer's representative will perform an inspection and issue a report.

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

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

The Governing Body passed resolutions, redesignating the funds for the improvements to the Senior Citizens Building and the construction of handicap curb cuts at the intersection of Bate and Pine Avenues. The Public Works staff has constructed new dormers, installed the new shingle roof and ceiling materials. We have submitted the vendor's invoices for the materials to the County CDBG Office.

We have completed the design for the handicap curb cuts at the intersection of Pine and Bate Avenues. It is expected that the Township and/or Somerdale Public Works Department staff(s) will be performing the construction of these improvements, in the near future.

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

4. STREET IMPROVEMENTS TO HILL AVENUE

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

JULY 6, 2015

Township funds, which will be necessary to complete the construction of the project.

It was my intent to bid this project with the reconstruction of the basketball court at Spruce Avenue Recreation Park when all funding is available. Since the County Open Space Director is pushing for the use of the County grant for the improvements to the basketball court, I recommend that the funding for the court be allotted and the funding for Hill Avenue, allotted whenever it is possible.

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

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

At the recommendation of a realtor, we have prepared a concept plan, depicting a possible twin homes layout, for use when reviewing and considering this possible proposal. I recommend that the matter of possible alternatives for the development of the site be discussed with the members of the Governing Body and Planning Board.

6. MUNICIPAL BUILDING

a. Improvements to the Unfinished General Assembly Rooms

I expected to complete the bid documents for the ceiling, the remainder of the ceiling lighting, HVAC system and reconfiguration of the fire suppression system in early 2015 for a bid opening in early Spring, 2015. It appears that we will not be completing these documents until the late Summer, 2015. It has been determined that the Public Works staff will install the vinyl floor tiles, after the above mentioned, contracted work has been completed.

b. Irrigation and Landscaping

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

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

c. Recoating of the Front Parking Area

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

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

JULY 6, 2015

We are nearing completion of the engineering design and preparation of the bid documents. We, now, expect to receive bids in July, 2015 and construction to commence in the late Summer/ early Fall, 2015.

8. APPLICATION FOR CAMDEN COUNTY OPEN SPACE/ RECREATION ENHANCEMENT FUNDS FOR THE RECONSTRUCTION OF THE SURFACE FOR THE LARGE HOCKEY RINK

The application has been submitted for the reconstruction of the playing surface. The estimated construction cost is \$77,280. The funding is, typically, limited to \$25,000. The County review staff has visited the site. Typically, it takes several months before the projects are selected and the Freeholders inform the successful applicants.

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

The County Open Space Director has sent me a letter, requesting a status of the performance of this project. He has stated that we must respond by July 15, 2015 or they will consider the project to be uncompleted and the funding will be cancelled. I will be responding, prior to July, 15, 2015 with a report.

We expect to complete the design documents in the near future. At this time, it does not appear that the Public Works staff will be able to devote enough time to perform the construction due to the demands for other public works tasks. If the staff is unable to perform the work, we will bid the project, after the design has been completed.

It is my understanding that an individual is considering donating funds for the construction of this structure.

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

As with the band shell, I must report to the County Open Space Director with the status report, before July 15, 2015.

I had mentioned to the Governing Body that the construction cost will exceed the County grant amount. I intended 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. Since the Hill Avenue project has not been funded, I recommend that the Governing Body consider allocating the necessary, additional funds for this project.

11. 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.

JULY 6, 2015

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.

12. IMPROVEMENTS TO HAZEL AVENUE (NJDOT FY 2015 FUNDING)

The N.J.D.O.T. has returned the signed Agreement for \$201,000 for the improvements to Hazel Avenue. A construction contract must be awarded by June 26, 2017. It is important that the contract be awarded and the work completed, as soon as possible, as the failure to complete the work, in a timely manner, will jeopardize the consideration for future NJDOT Municipal Aid funding.

The requested amount of funding was \$236,000. The estimated construction cost is estimated to be \$210,627 and materials testing costs is estimated to be \$9,000. The engineering, contract administration and inspection will be performed by the Engineering Department.

The Governing Body authorized the preparation of the bid documents and advertisement for and the opening of bids for this project. I recommend that the Governing Body consider appropriating the necessary funds.

13. PONDING ALONG HUDSON AVENUE AT 182 PATTON AVENUE

As requested by Council President Morris, I have observed the conditions, where ponding is occurring along the edge of pavement, along Hudson Avenue. In order to determine the scope of the work to eliminate the ponding condition, we will take elevations of the existing pavement. I will, then, prepare a cost estimate for the necessary improvements for consideration by the Governing Body.

14. IMPROVEMENTS TO THE WATER DISTRIBUTION SYSTEM BY BERLIN BOROUGH

Over the past several years, we have been meeting with representatives from the Borough to discuss areas of concern of water quality and flow. As a result of the concern of water quality by residents at the dead ends of water mains along First Avenue, I have requested that the Borough investigate the condition and consider an interconnection of the dead end water mains. They have deferred the matter to their engineer. Once I receive their response, I will inform the Governing Body of their findings.

15. MUNICIPAL CERTIFICATION FOR FUTURE FEDERAL FUNDED PROJECTS

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

JULY 6, 2015

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

16. NO PARKING AND NO PASSING ZONES ALONG COOPER ROAD

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

17. STORM DRAINAGE IMPROVEMENTS

a. Lester Avenue Storm Drainage and Stormwater Management

- 1) Phase 1-Construction of Storm Inlets Piping and Temporary Stormwater Basin
We met with the Township Solicitor's representative on June 22, 2015 to discuss the arrangements for the proposed construction of the storm cross drain and interim stormwater management basin. We will be discussing the matter with the Township Solicitor, in further detail.

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

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

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

b. Kelley Drive Stormwater Basin Reconstruction

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

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

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

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

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

JULY 6, 2015

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

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

To date, I have not performed any additional work, regarding this matter.

19. TAX MAP REVISIONS

We have received the second round of review comments from the N.J. Department of Treasury and are preparing a list of questions, regarding these review comments. The Tax Assessor has informed us that the revisions to the tax maps are, no longer, pressing for the performance of the revaluation. We intend to resolve the issues with the review comments, we expect to re-submit the revised set of revised Tax Maps, in the Fall, 2015.

20. TURNING MOVEMENTS ALONG ROUTE 73 AT MINCK AVENUE AND D'ANGELO DRIVE

I recommend that the Governing Body supporting the installation of a traffic control signal at the intersection of NJSH Route 73 and D'Angelo Drive and authorizing the submission of the correspondence to the NJDOT, requesting their consideration and approval for said installation. Several years ago, WalMart offered to pay for the installation.

21. TRAFFIC CALMING PROGRAM

I do not believe that any further consideration will be taken, regarding these possible improvements. Therefore, I will be removing it from future reports.

22. MAINTENACE AND EMERGENCY REPAIRS TO TRAFFIC SIGNALS

I believe that it, still, will be necessary to obtain quotes for these services.

23. REVISIONS TO TRAFFIC ORDINANCE

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

24. REVISIONS TO THE STREET OPENING ORDINANCE

JULY 6, 2015

As a result of some discussion with the Property Maintenance Officer, we discussed possible amendments with the Solicitor's Office. I believe that the Solicitor's staff is revising the amending ordinance to address the recent comments and concerns. We will be discussing the matter with the Solicitor's Office, at our meeting this month.

25. REVISIONS TO THE TOWNSHIP CODE

We continue to discuss revisions to various sections of the Code with the Solicitor's staff and intend to prepare and submit recommendations to the Governing Body and Planning Board for consideration for amendments to the respective codes.

26. INVESTIGATION FOR SIDEWALK ALONG OAK AVENUE

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.

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

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

28. CONDITIONS OF THE HADDON AVENUE BRIDGE AND ROADWAY

I have received a response to my request to N.J. Transit for the reporting of the structural integrity of the bridge structure. The N.J. Transit Assistant Chief Engineer- Structures has informed me that the structure has a loading capacity for a tractor-trailer.

C. PUBLIC WORKS DEPARTMENT

1. NEGOTIATIONS FOR CONTRACT WITH THE PUBLIC WORKS EMPLOYEES ASSOCIATION

The current contract expires at the end of 2015. I had recommended that the Association submit their requests for the next contract and a meeting be scheduled, shortly after the receipt of the list of their requests. To date, I have not received any response from the Association.

2. COLLECTION OF SOLID WASTE AND RECYCLABLES

I expect to complete the analysis and recommendations for the options for the collection of solid waste, recyclables, electronics waste, bulky waste

JULY 6, 2015

and vegetation, in the immediate future, for review and consideration for action by the Governing Body.

3. STAFFING ISSUES

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

Effective July 1, 2015 and after, almost, 31 years of service, Jay Winner has retired from the Department. I recommend that a posting for the acceptance of applications, to fill this vacant position, be made in the immediate future.

4. AUCTION FOR VEHICLES AND EQUIPMENT

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

5. IMPROVEMENTS TO SEWER PUMPING STATIONS

I had informed A.C. Schultes that their report on the conditions of the pumping stations was incomplete and, therefore, I could not recommend payment for their services.

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

6. REQUEST FOR 2015 CAPITAL PURCHASES FOR VEHICLES AND EQUIPMENT

I believe that the Governing Body is waiting for my sanitation collection, before they consider authorizing various capital purchases.

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 have experienced extreme difficulty in having the composted leaves removed from the composting area as there was very little interest in the partially composted leaves, which resulted from the inability to grind the leaves, due to the tub grinder becoming inoperable. We were fortunate to find an interested party to take the leaves, last year. It appears that there may be a party, which is interested in taking some of the leaves, this year.

JULY 6, 2015

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

9. POSSIBLE DIRECTORY SIGN FOR BUSINESSES ALONG HADDON AVENUE, BETWEEN

We have provided the businesses along Haddon Avenue with the prices for directory signs at three intersections. We have received responses, from several business owners, that they would be interested in participating in the purchase of these signs.

10. REVIEW OF RATES FOR USE OF RECREATION FACILITIES

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

11. PERFORMANCE OF VARIOUS TASKS

Recently, the staff has been devoting a majority of efforts to the cleanup of the debris, caused by the storm on June 22, 2015, and performing the necessary work for the July 4, 2015. We have picked up and received a large quantity of vegetation and tree parts. We will be procuring the service of a contractor to grind and remove the previously collected brush and the storm debris.

As a result, the staff has not been able to devote the necessary time to the typical Summer season tasks, such as grounds, streets and building maintenance. We expect to perform these tasks, beginning after the holiday weekend.

We are anticipating that the staff, hopefully, will be able to perform the construction the handicap curb cuts at the intersection of Bate and Pine Avenues and continue with the improvements to exterior of the Senior Citizens Building.

12. 2015 SAFETY MANAGEMENT PROGRAM

I discussed the mandatory requirement, from JIF, for the placement of “put safety on a Council agenda” with the Governing Body. I believe that it is being considered for the Council Meeting in September.

SOLICITOR REPORT

1. Water Agreement with Berlin Borough
2. C & M Repair Environmental

JULY 6, 2015

3. Bate Avenue Property Former Municipal Site
4. Sherwood, Orio, Olyroyd & Fruggerio
5. Saverio Garofalo V. Township of Berlin
6. Michael Curtis V. Berlin Township
7. Open Public Records Act
8. Ordinance Revisions
9. In Rem Tax Foreclosure
10. Municipal Roof Claim
11. Lester Avenue Drainage Project

POLICE REPORT

Police Department: (June 2015 stats)

Total of 31 accidents, 67 alarm calls, 138 summonses, 40 total arrests, including 4 narcotics, 1 DWI, 7 warrant services.

Summer Storm Update:

The police department responded to approximately **116** calls for service from Tuesday, June 23rd til Thursday, June 25th. The traffic signal at the intersection of Taunton Ave. and Cooper Road was out and Officers needed to man the intersection for several hours. 4 residence had trees fall onto their homes, 2 residence were displaced and stayed with family. Approximately 200 residence were without power for an extended period of time. Mostly all electric service was regained by Saturday afternoon, June 27. Emergency Management provided a generator to a resident on Lucas Ave., and continued to check on that resident and other residence until power was regained Saturday.

I would like to personally thank Mayor and council, Michael Shaffer from Emergency Management, Berlin Twp. Public works department and the West Berlin Fire department for all their assistance during the storm. The cooperation and communication between departments was crucial and allowed us all to work efficiently.

Police Activity:

The Police department saved three lives over the last several weeks and the life of a family dog.

On May 23, 2015 Officers responded to a house fire on Peppermill Drive. Upon arrival everyone was evacuated from the home. The homeowners advised that the family dog was still in the home locked in his crate. Ptl. Davis and Ptl. Park entered the home, located the dog and safely removed him from the home.

On May 24, 2015 at officers responded to a residence for a possible overdose. Upon arrival they found a unresponsive male. Ptl. FitzGibbon administered Narcan and the male regained consciousness.

JULY 6, 2015

On June 21, 2015 Officers responded to a possible overdose, discovered the victim to be unconscious and unresponsive, Ptl. Davis administered 2 doses of Narcan saving the victim's life.

On June 28, 2015 Officers Murray and Bonfiglio were dispatched to an unconscious man lying on the ground next to his home. Upon arrival Ptl. Murray started CPR and continued to perform CPR until Berlin Ambulance arrived. The male regained a pulse and was transported to a medical facility.

Respectfully submitted,
Leonard Check

RESOLUTION 2015-137 GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT.

WHEREAS, N.J.S.A. 40A: 5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2014 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A: 5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

JULY 6, 2015

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Mayor and Council of the Township of Berlin hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Motion by Councilwoman Bodanza, second by Council President Morris to adopt Resolution 2015-137. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015-138 DESIGNATING RECIPIENTS FOR THE CAMDEN COUNTY HOUSING REHABILITATION PROGRAM AND AUTHORIZING CAMDEN COUNTY DIVISION OF COMMUNITY DEVELOPMENT AS ADMINISTRATIVE AGENT.

WHEREAS, the Township of Berlin Housing Rehabilitation Agency, hereinafter referred to as "Agency" has received and reviewed applications by certain homeowners specified herein for rehabilitation of their dwellings under the Camden County Community Development Block Grant program; and

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

WHEREAS, the County of Camden has been authorized by Cooperation Agreements between the County and the various participating municipalities to administer the Housing Rehabilitation Program from funds received under Community Development Block grant Program;

NOW, THEREFORE, BE IT RESOLVED as follows:

1.) That the following homeowners are hereby determined eligible for assistance under the Camden County Home Improvement Program:

JULY 6, 2015

**a) 06-D-284- Veronica Schlueter, 115 Oak Avenue West Berlin
NJ 08091**

2.) The Camden County Division of Community Development is hereby authorized to process the aforementioned homeowner's application for rehabilitation of their dwellings as specified herein.

3.) That the Camden County Division of Community Development is further authorized to do the following:

a) Execute any and all documents and perform all administrative functions which may be required or desired in order to carry out the terms and conditions of the Community Development Block Grant Program.

b) Make payments to the homeowners and contractors in amounts determined by the County for services performed in rehabilitating the dwellings specified herein.

Motion by Councilwoman Bodanza, second by Council President Morris to adopt Resolution 2015-138. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015-139 RESOLUTION CANCELING THE RECEIVABLE AND RESERVE BALANCE FOR THE CLICK IT OR TICKET GRANT.

WHEREAS, a receivable and reserve balance of \$533.28 titled Click it or Ticket Grant remains on the balance sheet at 6/30/15; and

WHEREAS, the grant is complete and 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 \$ 533.28 titled Click it or Ticket Grant is hereby canceled.

Motion by Councilwoman Bodanza, second by Council President Morris to adopt Resolution 2015-139. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015-140 PAYMENT OF BILLS FOR JULY

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.

JULY 6, 2015

TO	ACCOUNT	AMOUNT
Robert E DePersia, II ESQ	Municipal Public Defender’s Trust	\$ 975.00
CONFIRMING		
State of NJ Health Benefits-Active	5-01-23-220-2092	68,268.81
State of NJ Health Benefits-Retired	5-01-23-220-2092	32,388.03
Verizon Int PD (6/1-6/31/15)	5-01-31-443-2077	109.99
S & H Electric	G-02-40-763-0984	2,620.00
Verizon TV ((6/13-7/12/15)	5-01-20-120-2105	164.04
Verizon Int Admin (6/16-7/15/15)	5-01-31-443-2077	147.09
TD Bank	5-01-45-930-2105	226,637.50
TD Bank	5-07-55-522-2105	64,434.38
	5-07-66-160-0168	2,550.00
Payroll, Current Fund	06/25/2015	127,303.07
Payroll, Sewer Operating Fund	06/25/2015	6,173.71

Motion by Councilwoman Bodanza, second by Council President Morris to adopt Resolution 2015-140. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015- 141 REQUEST FOR REDUCTION OF PERFORMANCE SURETY BOND FOR MONTEBELLO, SECTION 4.

WHEREAS, a Performance Surety is required for site plan improvements; and

WHEREAS, Hovbros Berlin, LLC has posted a bond in the amount of \$684,814.80 as a performance surety for the Montebello Age Restricted Residential Development - Section 4; and

WHEREAS, a portion of the work has been satisfactorily completed and the engineer has recommended that the Township of Berlin grant a reduction; and

WHEREAS, it is necessary to reduce the performance surety from \$684,814.80 to \$245,865.60; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Berlin, Camden County, New Jersey, that the above Performance Surety Bond for Hovbros Berlin, LLC, for the Age Restricted Residential Development –section 4 be reduced as stated above.

Motion by Councilwoman Bodanza, second by Council President Morris to adopt Resolution 2015-141. Resolution adopted by call of the roll, five members present voting in the affirmative.

JULY 6, 2015

RESOLUTION 2015- 142 RESOLUTION REQUESTING GOVERNOR CHRIS CHRISTIE DECLARE THE TOWNSHIP OF BERLIN A STATE OF EMERGENCY DUE TO THE JUNE 23, 2015 STORM.

WHEREAS, on Tuesday, June 23, 2015 the Township of Berlin experienced, as did many surrounding towns in the Camden County area, a straight wind storm with 85 mph winds along with torrential rains through our town at approximately 6:15 pm causing power outages throughout the town and mass destruction , and;

WHEREAS, these winds and rains caused trees to fall on power lines and in many cases, fell into homes, on cars and damaged property throughout the Township of Berlin, and;

WHEREAS, the man hours needed to clean up of the Township of Berlin due to the destruction will cost a tremendous amount of money that was also not anticipated in the 2015 budget causing a hardship for our town, and;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Township of Berlin, is respectfully requesting that you, Governor Chris Christie, declare a State of Emergency for the Township of Berlin, County of Camden, State of New Jersey, and;

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the 6th District Assemblymen, Assemblywomen and Senator.

Motion by Councilwoman Bodanza, second by Council President Morris to adopt Resolution 2015-142. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015-143 SUPPORTING THE INSTALLATION OF A TRAFFIC CONTROL SIGNAL AT THE INTERECTION OF NEW JERSEY STATE HIGHWAY ROUTE 73 AND D'ANGELO DRIVE

BE IT RESOLVED, by the Mayor and Council of the Township of Berlin, County of Camden, State of New Jersey hereby supports the installation of a traffic control signal at the intersection of New Jersey Highway Route 73 and D'Angelo Drive; and

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the New Jersey Department of Transportation requesting their consideration and approval for the installation of traffic Signal.

Motion by Councilwoman Bodanza, second by Council President Morris to adopt Resolution 2015-143. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2015-144 GRANTING CONDITIONAL PERMISSION TO CONNECT THE PROPOSED BUILDING ADDITION FOR THE MUSLIM AMERICAN

JULY 6, 2015

COMMUNITY ASSOCIATION CENTER AT 3 LAFAYETTE AVENUE, VOORHEES TOWNSHIP, UNDER THE EXISTING SEWER CONNECTION CERTIFICATE

WHEREAS, the Township of Berlin issued a Sewer Connection Certificate, dated July 22, 2004, for one (1) Equivalent Domestic Consumer Unit (EDU), which is limited to a maximum daily amount of sewer discharge of 300 gallons per day, for the existing building, which is located at 3 Lafayette Avenue; also known as Block 277, Lot 4; in the Township of Voorhees, under the Inter-local Services Agreement between Berlin and Voorhees Townships; and

WHEREAS, the Muslim American Community Association, Inc. desires to construct a 7,479 square feet addition to the existing Community Association Center building. The building will include a multi-purpose room, classrooms, a small kitchen, bathrooms, library and funeral preparation room; and

WHEREAS, the design engineer for the project, Mr. Jack J. Gravlin, Jr., P.E., has prepared and submitted an Engineer's Report, dated April, 2015 and letter, dated March 27, 2015, noting that they expect "a small increase in the congregation" and the "primary purpose of the addition is to expand services to existing users". Mr. Gravlin, Jr. has estimated an increase of an average of 18 gallons of sewerage generated per day, as a result of the proposed building expansion for an overall, average daily flow of sewerage of 150 gallons per day for all buildings and facilities on the site; and

WHEREAS, in order to verify the amount of sewerage, which is being discharged from the facilities on the site to the Berlin Township sanitary sewer collection system, in the future, it will be necessary to monitor and record the water usage, or sewerage being generated for the facilities, on the site; and

WHEREAS, It may be necessary for the Township of Berlin to enter the site to observe the operation of the metering device and read and record the amounts on the meter; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council for the Township of Berlin, in the County of Camden, State of New Jersey, that permission is granted to the Muslim American Community Association, Inc., the owner of Block 277, Lot 4 in Voorhees Township, to connect the proposed building addition to the Berlin Township sanitary sewer collection system, under the existing Sewer Connection Certificate, conditional upon the average daily sewerage discharged to the Berlin Township sanitary sewer collection system, from all facilities on the site, does not exceed 300 gallons per day under the limitation for one EDU.

JULY 6, 2015

BE IT FURTHER RESOLVED that, as a condition of the granting of the connection of the proposed building addition under the existing Connection Certificate, the property owner will be required to submit to the Berlin Township Clerk, certified copies of the water usage records, from the water purveyor, Berlin Borough Water Department, for each calendar year for all buildings and facilities, which are discharging sewerage to the Berlin Township sanitary sewer collection system. In order to determine the amount of sewerage, which is being discharged from the site, the property owner shall have a meter installed, which records the amount of gallons of water, on the main service line supplying the irrigation system(s) on the site. The owner shall submit the records of water used by the irrigation system(s) for the same calendar year, along with the water records from the water purveyor by January 31 of the following year. The property owner shall grant the Township of Berlin access to the meters, when requested, for inspection, reading and recording. Berlin Township will consider other methods and equipment for accurately determining the amount of sewer being discharged to the sanitary collection system.

BE IT FURTHER RESOLVED if the records reveal, at any time, that the amount of sewer being discharged to the collection system exceeds 300 gallons per day, the property owner will be required to obtain an amendment to the Sewer Connection Certificate, from Berlin Township, for the necessary number of additional EDU's or reduce the amount of sewer to the collection system to no more than an average of 300 gallons per day. If additional EDU's are necessary, it may be necessary to amend the Inter-local Services Agreement with Voorhees Township, to include the increase in EDU's. If it is necessary to amend the Agreement, the property owner will be responsible for all Township costs and fees, which are associated with said amendment. If additional EDU's are not available from the Township, the property owner will be required to reduce the amount of sewerage to the Township collection system to that, which is permitted for one EDU.

Motion by Councilwoman Bodanza, second by Council President Morris to adopt Resolution 2015-144. Resolution adopted by call of the roll, five members present voting in the affirmative.

Approval of Business Licenses

1) Gallant Laboratories Inc. Anne Freeland, 405 Bloomfield Drive Unit 4 & 5. Cosmetic preparations.

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

Solicitors

1) Luke Ratnaraj, Power House Remodeling Group, Door to Door soliciting for home improvements.

JULY 6, 2015

Motion by Councilman Epifanio, second by Councilman McIntosh to approve Solicitors Permits for the applicant above on the recommendation from the Chief of Police. Solicitor Permit approved by call of the roll, five members present voting in the affirmative.

Approval of Minutes for June 22, 2015.

Motion by Council President Morris, second by Councilman Epifanio to approve the Meeting Minutes for June 22, 2015. Motion carried by voice vote, five present voting in the affirmative.

Correspondences Calendar for June 2015.

Motion carried by Councilman McIntosh, second by Councilwoman Bodanza to receive and file the correspondence calendar for June 2015. Motion carried by voice vote, all present voting in the affirmative.

All other Business

1) Letter asking for Temporary Trailer for 316 Harrison Avenue. (see below)

June 26, 2014
Mayor and Council Members
Berlin Township
135 Route 73 South
West Berlin, NJ 08091

RE: Installation of a Temporary Mobile Home Due to Storm Damage on June 23, 2015
Steven and Mary Bailey Smyser, 316 Harrison Avenue – Block 3 Lot 807

Dear Mayor and Council Members:

The Smyser family home at 316 Harrison Avenue sustained extensive damage due to storm of June 23, 201 and they are seeking permission to have a temporary mobile home placed on the property, by our company.

We propose to install all electric temporary mobile home, 14' wide x 56' long, in the left side yard of the existing house, approximately 20 feet off of the front property line and approximately 9 feet off the existing structure, 4 feet off of the left side yard property line, 10 feet off of the front property line and 30 feet off of the rear property line due to existing trees on the property.

We are asking, on behalf of the Smyser family that approval be granted by Mayor and Council at the Council Meeting of July 6, 2015 for the installation of the temporary mobile home. Since we are not involved in the rebuild/repair phase of the storm damaged house it is difficult for us to estimate the length of time the mobile home will be required. However, past experience shows that the normal length of time would be approximately 6 months.

JULY 6, 2015

In 2005 approval was granted for a temporary mobile home for the Gillis family of 356 Katherine Avenue and it is requested that approval be granted for the Smyser family.

Upon of approval of this request we will proceed to apply for all permits as required by Berlin Township and once permits are approved the mobile home will be delivered and all inspections, as required, will be called for.

Very truly yours,

Regina Fennimore
Office Manager
After Disaster Housing Corporation

Mayor and Council referred the letter to the Planning and Zoning Board for their review.

Mayor and Council commented that the Fourth of July Parade was a great success, the weather could not have been any better.

Mayor noted that a candle lite vigil will be held tomorrow at 7:00 pm at the Luke Avenue Gazebo for Carol Ehly Bowne and our stand against domestic violence.

Public Portion

Motion by Councilman Epifanio, 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.

No comments were to be heard

Motion by Councilwoman Epifanio, second by Councilman McIntosh 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 Council President Morris, second by Councilman Epifanio to adjourn the meeting at 7:55 pm. Motion carried by voice vote, all members present voting in the affirmative.

Meeting adjourned 7:05 pm

Catherine Underwood, Township Clerk

JULY 6, 2015