

JANUARY 27, 2020

BI-MONTHLY MEETING OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BERLIN, CAMDEN COUNTY, NEW JERSEY AT BERLIN TOWNSHIP MUNICIPAL HALL JANUARY 27 , 2020 AT 5:30 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, Council President, Morris, Councilman Epifanio, Councilwoman Bodanza, Councilman Sykes

Also Present- Solicitor, Stuart Platt, CFO, Joyce Tinnis, Chief of Police Leonard Check, Township Engineer / Public Works Director, Chuck Riebel, Property Maintenance / Animal Control, Josh Shellenberger

Absent-

Chief of Police Leonard Check and K-9 Officer Colin Kelbaugh, introduced their newest addition to the department, K-9 dog “Riggs”

Departmental Report

ENGINEER’S AND DIRECTOR’S REPORT

A. CHANGE ORDERS AND VOUCHERS

None at this time

B. ORDINANCES AND RESOLUTIONS

The Governing Body may want to consider passing resolutions and an ordinance for the following matters:

1. REQUEST FOR INCREASE IN SEWER ALLOCATION

I recommend that the Governing Body consider passing a resolution, requesting that the CCMUA and NJDEP grant an increase in the sewer allocation to the Township. At this time, the Township is very close to committing the current allocation amount and is unable to allow for the full development of recently approved developments and anticipated developments.

2. AMENDMENT TO THE LIMITS OF THE SEWER SERVICE AREA AT THE PROPOSED SONOMA TRAILS RESIDENTIAL SUBDIVISION, COOPER ROAD AND TAUNTON AVENUE

JANUARY 27, 2020

I recommend that the Governing Body consider passing a resolution, at the Council Meeting on January 27, 2020, to endorse the reconfiguration of the sewer service area (SSA) limits to the perimeter of the proposed developable area for the Sonoma Trails development. Currently, the limits follow the limit of the lots for the previously proposed Pinedge III residential development. I recommend that the resolution, also, request the endorsement by the CCMUA and the approval by the NJDEP of the reconfiguration of the SSA.

3. POSSIBLE AMENDMENTS TO CHAPTER 280, SOLID WASTE

I recommend that the Governing Body consider introducing an ordinance to amend Chapter 280 to address the necessary changes for limitations of acceptable recyclable materials, delete the collection of recyclables from commercial establishments, along with other changes.

4. REQUEST FOR THE RELEASE OF PERFORMANCE GUARANTEES

Requests have been made for the release of the performance guarantees for the following sites:

a. West Berlin Equities at the corner of NJSH Rt. 73 and D'Angelo Drive- I continue to recommend that the Governing Body not release the performance guarantee until the corrective site work is satisfactorily performed by the developer.

b. McDonald's Restaurant, NJSH Rt. 73- I will be performing an inspection of the corrective site work on January 28, 2020 and will report my observations and submit the recommendations to the Governing Body. At this time, I do not recommend the release of the performance guarantee.

c. CPAP Shop, 159 Cooper Road- I recommend that the Governing Body consider releasing the performance guarantee. I recommend that the Governing Body consider waiving the requirement for the posting of a maintenance guarantee since there was no roadwork or perimeter landscaping and the stormwater management has been completed for a period of greater than two years.

5. REQUEST FOR REDUCTION IN THE AMOUNT OF THE PERFORMANCE BOND FORMONTEBELLO, SECTION 6

The consulting inspector for the Township has recommended the reduction of the amount of the performance guarantee for the "base course" performance guarantee. I have reviewed their recommendation and recommend that the Governing Body consider reducing the amount of the performance guarantee from the current amount of \$742,140.43 to \$460,048.73, which is 30% of the amount of the original bond amount. The amount of the "top course" performance bond remains to be the full amount.

JANUARY 27, 2020

6. PROHIBITION OF VEHICULAR TRAVEL ALONG RT. 73 SOUTHBOUND SHOULDER- PEP BOYS DRIVE TO RIGHT TURN LANE FOR BERLIN CIRCLE PLAZA DRIVE

I recommend that the Governing Body consider passing a resolution, supporting Police Chief Check's recommendation for the prohibition of vehicular travel along the shoulder of Rt. 73 southbound lane, from the drive at Pep Boys to the right turn lane for Berlin Circle Plaza, and the installation of the necessary signage and pavement markings. I recommend that the resolution be submitted to the Traffic Division of the NJDOT to support the request that has been submitted to and is being considered by the NJDOT.

7. SUPPORT FOR ORDER TO SHOW CAUSE FOR THE PROCESSING OF RECYCLABLE MATERIALS, CAMDEN COUNTY V. FCR CAMDEN, LLC

I request that Mr. Platt address this matter with the Governing Body and if any action is necessary, perhaps it could be initiated by the Governing Body at the Council Meeting on January 27, 2020.

8. PARTICIPATION IN THE CAMDEN COUNTY EDUCATIONAL SERVICES COMMISSION CO-OP

Mr. Shellenberger and I recommend that the Governing Body consider passing a resolution to become a member of the Camden County Educational Services Commission (CCESC) Co-op. One of the vendors, under this contract, services the type of HVAC system, which exists in the Municipal Building, and could be beneficial and, hopefully, more cost effective for future service and repairs.

C. ENGINEERING

1. IMPROVEMENTS TO HAZEL AVENUE, CHESTNUT AVENUE TO CUSHMAN AVENUE (PARTIAL N.J.D.O.T. FY2015 MUNICIPAL AID FUNDING)

We are preparing and expect to submit the paperwork to the N.J.D.O.T., in the immediate future, for project closeout and release of the final reimbursement of the grant funds.

2. IMPROVEMENTS TO CLARENCE AVENUE, HADDON AVENUE TO VETERAN'S AVENUE (N.J.D.O.T. FY2018 FUNDING - \$210,000.00) AND SPRUCE AVENUE, CHESTNUT AVENUE TO CUSHMAN AVENUE (NJDOT FY 2019 FUNDING-\$186,000)

The N.J.D.O.T. has allotted \$210,000 for Clarence Avenue. The estimated cost for this project is \$275,626.00. I believe that the Governing Body has allocated the shortfall in funding, in the amount of \$65,626.00. The NJDOT funding should cover the cost for the improvements to Spruce Avenue.

I intend to bid both projects in one bid package. I am working with the drafting consultant on the completion of the construction plans. We are, also, preparing the bid specifications. I have submitted the request to the two property owners, along Spruce Avenue, for their granting of a roadway easement, within their

JANUARY 27, 2020

properties. I have received a favorable response from one owner and am waiting for a final response from the other owner. I will prepare the metes and bounds descriptions for easements and submit them to Mr. Platt, Esq. for preparation and recording of the deeds of easement.

It appears that bids will not be received until after the deadline date established by the NJDOT. I am hopeful that the submission of the bid documents by the deadline date will suffice for their retainage of the funds.

3. NJDOT FY2020 MUNICIPAL AID APPLICATIONS

The N.J.D.O.T. has announced that they have approved funding, in the amount of \$150,000, for the improvements to Day Avenue, which was listed as Priority 2, behind the improvements to Lester Avenue. The amount requested for Day Avenue was \$167,000.

4. CAMDEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, IMPROVEMENTS TO AND AT THE SENIOR CITIZENS BUILDING AND APPLICATION FOR 2019

I believe that the Governing Body is considering the request for the redesignation of any remaining CDBG funds for use for eligible housing rehabilitation, in conjunction with the Neighborhood Preservation Program.

5. CAMDEN COUNTY OPEN SPACE AND RECREATION ENHANCEMENT GRANT PROGRAM

I believe that the Governing Body has authorized the endorsement of the Shared Services Agreement with the County. I anticipate that the Township Public Works staff will order and install the seating, in the early Spring of 2020.

6. NEIGHBORHOOD PRESERVATION PROGRAM

This project is being administered by Mr. Conklin. A meeting was held on January 20, 2020, where the group discuss the prioritization of potential projects for the initial and subsequent years of hopeful funding. Mr. Conklin mentioned that he expects that the Township will be receiving a response, from the State, regarding their review of the Implementation Plan and Budget, which was submitted by the Township.

7. ACCEPTANCE OF THE SANITARY SEWER PUMPING STATION FROM THE DEVELOPER OF MONTEBELLO

The Governing Body adopted Ordinance No.2019-7, on October 29, 2019, with conditions of the acceptance of the facility. I believe that the developer is still addressing the conditions of the resolution. The pumping station will not be accepted, by the Township, until all conditions of the resolution have been completed to the satisfaction of the Township.

8. REQUEST FOR AN INCREASE IN THE SANITARY SEWER ALLOCATION

I had mentioned, in my last report, that several years ago, the Township requested an increase in the sewer allocation, for build-out conditions to approximately

JANUARY 27, 2020

1.6 million gallons per day (MGD). Due to restrictions, at that time, with the CCMUA conveyance system, the Township was limited to an increase to 1.025 MGD. With the current requests for approved and potential developments, it is expected that the allocation will be exhausted in the immediate future. Therefore, I recommend that the Governing Body pass a resolution to authorize the request for an increase in allocation from the CCMUA and NJDEP. If acceptable to the Governing Body, the increase in allocation could include additional allocation for the sewer service area within the Haddon Avenue/Lafayette Avenue area of Voorhees Township.

9. SEWER EXTENSION/ TREATMENT WORKS APPLICATION FOR SONOMA TRAIL SINGLE-FAMILY RESIDENTIAL DEVELOPMENT, COOPER ROAD AND TAUNTON AVENUE

At the last Council Meeting, the Governing Body passed Resolution No. 2019-195, endorsing the sewer extension and authorizing the Mayor to sign the application for, only, the amount of flow, which has been allotted for this site.

10. PARTICIPATION IN THE CHERRY HILL TOWNSHIP TRAFFIC SIGNAL MAINTENANCE AND INSPECTION PROGRAM

In October, the Governing Body passed Resolution No. 2019-185, authorizing the participation in the Cherry Hill Township Co-op. I have been informed that the State has accepted the Cherry Hill Township Co-op contract. Berlin Township, now, can utilize Techna- Pro Electric, through the Cherry Hill Co-op. I have requested a copy of the price schedule and will pass it to the Governing Body and Ms. Underwood, Once I receive it from Cherry Hill Township.

11. POSSIBLE USAGE OF SPORTS FACILITIES FOR YOUTH AND ADULT SPORTS PROGRAMS

Mayor Magazzu has informed me that she has been discussing the strengthening of the municipal sports programs and greater usage of the municipal fields with representatives of other municipalities, within the County. I believe that meeting will be held, this year, to discuss this matter, in further detail.

12. IMPROVEMENTS TO HADON AVENUE, ZULKER AVENUE TO WALKER AVENUE

On February 6, 2020, we will be meeting with representatives of the County Engineering and Public Works Departments to discuss potential improvements along the corridor of Haddon Avenue.

13. AMENDMENTS TO THE ZONING CODE, REDEVELOPMENT PLAN FOR HADDON AVENUE AND THE ZONING MAP

I recommend that any amendments to zoning district lines, be addressed as soon as possible so the zoning map can be adopted by the Governing Body.

14. TRAFFIC MATTERS ALONG N.J.S.H. ROUTE 73

- a. Request for Do Not Drive on Shoulder, Southbound Rt. 73 at Minck Avenue**

JANUARY 27, 2020

To date, I am still waiting for a response from the N.J.D.O.T. Traffic Division, regarding the status of their consideration for this request. If I do not receive any response, in the immediate future, I will, again, request the assistance of the N.J.D.O.T. municipal relations representative.

b. Problem Statements to N.J.D.O.T. for the Left/U-Turn Movement at Franklin Avenue and DO NOT BLOCK INTERSECTION at Fairview Avenue

I, still, must complete and submit the Problem Statements to the N.J.D.O.T, which I expect to do in the near future.

c. Request for a Traffic Signal at D'Angelo Drive and Improvements to the Intersection at Franklin Avenue

I will be contacting the NJDOT to, again, request a meeting to discuss the existing conditions and possible improvements.

15. POSSIBLE REDUCTION OF SPEED LIMIT ALONG HOPEWELL ROAD

Previously, I informed the Governing Body for Waterford Township adopted Ordinance No. 2019-4, reducing the speed limit along northbound Hopewell Road, within Waterford Township, to 25 MPH. The speed limit is still posted at 40 MPH. The Governing Body agreed to follow suit by reducing the speed limit along the southbound lane to 25 MPH. It is my understanding that a study must be performed to demonstrate the warrant for the reduction in the speed limit and the Freeholders must consent to said reduction in the speed limit. I defer this matter to Mr. Platt for his recommendations and direction.

16. 2018 STREET IMPROVEMENTS PROGRAM

We must complete the fieldwork and design work for the gutter reconstruction project within the Pinecrest section of the Township. Once we complete the design, we will determine if the Pinecrest project can be performed by the Public Works Department, in whole or parts and/or what must be bid for contracted work. I am using an engineering consultant for the CAD work. The Governing Body has authorized the advertisement and opening of bids or quotes, dependent upon the anticipated costs, for the supply and delivery of roadway construction materials.

17. 2020 CAPITAL IMPROVEMENTS PROGRAM

Ms. Tinnes, CMFO, QPA, has provided us with a list of the projects and purchases, which have, been authorized by the adoption of Ordinance No. 2019-6.

18. TOWNSHIP OWNED BATE AVENUE SITE (FORMER MUNICIPAL BUILDING AND ADMINISTRATIVE BUILDING)

I continue to recommend that the demolition of the existing building be performed, in the immediate future. I have, also, recommended that consideration be given to the rezoning of the block and the redevelopment plan be amended to allow for the desired residential development of the Township

JANUARY 27, 2020

owned lands and, possibly, the adjacent privately-owned lands. Over the years, I prepared sketches for possible lot layouts for various types of residential development for consideration by the Township.

19. TOWNSHIP OWNED PROPERTY AT 191 MCCLELLAN AVENUE; BLOCK 521, LOT 9

We continue to strongly recommend that the building be demolished in the immediate future. I do not believe that funding has been allocated for this demolition. This project has been listed as a potential project in the NPP Program.

20. WATER DISTRIBUTION SYSTEM- BERLIN BOROUGH WATER DEPARTMENT

I do not believe that the Borough is planning any improvements, in 2020, for the portion of the water system, which is located within the Township.

21. STORM DRAINAGE IMPROVEMENTS

a. Lester Avenue Drainage and Stormwater Management

1) Phase 1- Construction of Storm Inlets, Piping and Temporary Stormwater Management Facility

The Governing Body has decided to apply for NJDOT FY2020 Municipal Aid funds to supplement the Township funds for this project. I am hopeful that bids will be able to be received, immediately after the NJDOT notifies the Township of the approval or denial of funding for the project.

2) Phase 2- Extension of Storm Drainage to the Existing Stormwater Management Facility at the Luke Avenue Recreation Complex

All engineering work must, still, be performed so that the request can be made to Public Service Electric and Gas to grant an easement for and allow for the construction of the storm pipe across their property.

b. Flooding of the Intersection of Haddon Avenue and Lucas Avenue

No update to report. I have not received any word from the County that they have proceeded with the study that we discussed several months ago.

c. Kelley Drive Stormwater Basin Reconstruction

It is my understanding that, in order for the work to be performed, the funds must be re-allocated for this project. It is my understanding that the funds were contributed by Walmart, several years ago.

d. Mt. Vernon Avenue at the Elementary School

No update to report, at this time.

e. Storm Drainage Issues within the Southwest Portion of the Township

We will continue to monitor the water elevations, within the N.J.D.O.T. stormwater management facility, at the corner of Walker and Zulker

JANUARY 27, 2020

Avenues. I am hopeful that the N.J.D.O.T. will continue with the maintenance of this facility to reduce the potential for the flooding of the upgradient properties.

22. TAX MAP REVISIONS AND ZONING MAP

The Tax Maps, which will include Montebello Section 6, are being revised by the consulting drafting firm. The Zoning Map must, still be revised.

It is necessary for the Governing Body to adopt the revised Zoning Map as the official map, after it has been revised to be consistent with the direction of the Planning Board and Governing Body.

23. REQUEST TO THE PINELANDS COMMISSION FOR THE REDESIGNATION OF ZONES WITHIN THE PINELANDS AREA/ AMENDMENTS TO THE TOWNSHIP CODE DUE TO THE REVISIONS TO THE PINELANDS COMPREHENSIVE MANAGEMENT PLAN

To date, I have not met with the Pinelands planning staff to obtain their input, regarding the matter. After discussing the matter with the Pinelands staff, the matter will be reviewed by the Township Planning Board. The Planning Board will, then, submit their recommendations to the Governing Body for their consideration for introducing and adopting an amending ordinance.

I will be scheduling a meeting with the Pinelands Planning Department and Mr. Dandrea to discuss the redesignation of his parcel, on Cooper Road, with hope of allowing for improved development capabilities and connection to the sanitary sewer collection system.

24. STUDY FOR THE DESIGNATION OF TRUCK ROUTES THROUGHOUT THE TOWNSHIP

I must, still, complete the study and submit my recommendations to the Governing Body for consideration for adoption of the necessary ordinance.

25. MONTEBELLO AGE-RESTRICTED RESIDENTIAL DEVELOPMENT

a. Transfer of the Sanitary Pumping Station to the Township

No further update to report.

b. Testing of the Water Distribution System

I have recently spoken to the consulting engineer for the Borough, which is performing the inspection and testing of the water distribution system, within the development. He has informed me that the portions of the system, within sections 1 through 4 have been tested and have been found to be acceptable. He will be providing me with the testing results.

c. Request for Reduction in the Performance Bond amount for Section 6

I recommend that the Governing Body consider reducing the amount of the "base course" performance bond from \$742,140.43 to \$460,048.73.

d. Replacement of Sidewalk Along Various Streets

JANUARY 27, 2020

We observed the conditions and marked the sections of sidewalk and driveway aprons to be Replaced with the developer. It was my understanding that the developer intended to perform the replacement work, before the end of the year. Since I haven't received a schedule from the developer, I can only assume that they have decided to wait to perform the replacement work after the winter season.

e. Possible Traffic Improvements at the Intersection of Cooper Road and Commerce Lane/ Montebello Drive

I recommend that, in the near future, traffic counts be performed to determine if the traffic volumes warrant the installation of a traffic control signal. I, also, recommend that the necessary consents be obtained from the necessary property owners, if and where necessary, to allow for the clearing of trees to improve the sight lines at the intersection.

f. Stormwater Maintenance Plan and Responsibility for Cleaning of the Receiving Ditch Across Taunton Avenue

The developer must, still, revise the Stormwater Maintenance Plan to address my comments and questions. The matter of responsibility for the cleaning and de-snagging of the ditch, across Taunton Avenue must be resolved by the developer. I recommend that this matter be resolved, in the immediate future, so that the required party commences with the clean-up of the ditch. I have recommended that this matter, also, be addressed by the developer of the Sonoma Trail residential development, the property in which the ditch is located within.

26. FORMER C&M MOTORS SITE, 182 HADDON AVENUE

Some time ago, we have met with a NJDEP representative to discuss possible provisions for funding the investigation and analysis of possible groundwater and soil contamination. We, also, discussed the possibility of construction of a municipal park and parking area, as part of the clean-up project. I believe that, now that NPP funds have been approved for the Old West Berlin section of the Township, it may be possible to utilize obtain funding through various funding sources.

D. PUBLIC WORKS DEPARTMENT

1. CONTRACT WITH PUBLIC WORKS EMPLOYEE ASSOCIATION FOR 2020

We have met with the representatives of the Employees Association and discussed the possible conditions of the new contract. I believe that the contract terms will be finalized, in the immediate future. Once agreed upon, I will submit the final version of the contract to the members of the Governing Body and Solicitor, for review and consideration.

2. OPERATIONS AND STAFFING

JANUARY 27, 2020

The collection of leaves has ceased. The Department will be collecting leaves for the Spring season, during the month of April, 2020, only.

Throughout the year, the Department has employed temporary/ seasonal, part-time employees to fill the void, where necessary. Throughout the year, the Department is in need of additional staff to perform all of the public works tasks. They will, also, be needed for snow removal and treatment tasks.

It is my understanding that the Governing Body has authorized the hiring of a full-time employee. We would deeply appreciate any recommendations for possible recruitment of individuals to assist the Department, on a part-time and seasonal basis.

The staff are attending safety training classes, which are held mainly through the winter months. Mr. Simone continues to hold tool box talks, frequently, to provide updates for the operations and stress safety for the staff.

3. DISPOSAL OF SOLID WASTE AND RECYCLABLES, ELECTRONICS AND BULKY WASTE

a. Ordering of Lids for Carts

We expect the additional lids to be delivered, in the immediate future.

b. Solid Waste

We have been informed that Covanta has begun the inspection of the loads of solid waste from other municipalities, being delivered to the incinerator for possible denial due to excessive amounts of recyclable materials. I do not believe that, to date, they have not rejected any loads.

c. Recyclables

The Public Works staff continues to tag and not collect the contents of those recyclables carts, which contain unacceptable items. At this time, I recommend that the Township begin citing the repeat offender (over 4 or more occasions). I note that the notification process was initiated back in June, 2019. Republic Services, the operator of the recycling facility continues to send the Department notices of their policy for reject of "contaminated" loads and for the municipalities to make arrangements for the pick up of rejected loads, at their facility, if and when a load is rejected. It is anticipated that they will begin to reject loads, even though the process for determining a "contaminated" load has not been accepted by the County. We have made arrangements with a local hauler of roll-off dumpsters to pick up and dispose of any rejected loads. The County has requested that the participating municipalities join the County in the Order to Show Cause, regarding the current litigation between the County and FCR Camden, LLC (Republic). I have requested that Mr. Platt discuss this matter with the Governing Body.

d. Electronics

Electronics continue to be collected on bulky waste collection date and residents are dropping them off at the Public Works Complex. We have

JANUARY 27, 2020

renewed the contract with Thanks for Being Green, LLC. They continue to pick up and processes the electronics, at no cost to the Township, on an as-needed basis.

e. Bulky Waste

We continue to provide information to the residents, regarding the scheduling of the collections on the last Monday of the month and the ability for residents to drop-off items, during the work day and on the second Saturday of the month, at the Public Works Complex. We recommend that the Township consider providing periodic reminders in addition to the notices in the calendar and on the website, to the residents. Due to frequent requests, we continue to stress to the residents that waste, generated from house clean-outs, demolition and construction projects are not accepted by the Township.

f. Vegetative Waste Collection for vegetative waste will recommence in the beginning of March, 2020.

g. Leaf Collection

The Spring season leaf collection will be performed during the month of April, 2020.

4. UPDATE OF THE WEBSITE AND CALENDAR FOR 2020

The 2020 Township calendars have been mailed to the residents. We will continue to update the website to address public works matters, especially, the issues regarding what are acceptable recyclables materials. Mayor Magazzu has been posting information of the social media sites, regarding this matter.

5. REQUEST FOR CAPITAL IMPROVEMENTS AND PURCHASES

I continue to recommend additional staffing, capital improvements and equipment purchases. I would be glad to discuss the contents of the request, in further detail, with members of the Governing Body and Chief Financial Officer.

6. REPLACEMENT OF BANNERS

Since many of the banners have are worn and/or damaged, we will be obtaining prices for the replacement of damaged banners and submit the prices to the Governing Body for consideration for the authorization of the work. I believe that this program has been included as a potential project for the initial year of the NPP.

7. IMPROVEMENTS TO THE UNFINISHED ROOMS AT THE MUNICIPAL BUILDING

Mr. Simone has been receiving current quotes for the various improvements. We anticipate the remaining work being completed in early 2020.

8. IMPROVEMENTS TO PUMPING STATIONS

We will continue to update the various components of the pumping stations.

SOLICITORS REPORT

Solicitor, Stuart Platt stated nothing new to report but stated that their office is working on the deed of dedication for the pumping stations in Montebello.

PROPERTY MAINTENANCE / ANIMAL CONTROL

Josh Shellenberger reported that the rabies clinic was held and 113 shots were administered.

Josh also commented that last year we had a total of 21 vacant properties registered, 19 of those properties were removed from the list and are currently up for sale or being rehabbed.

**FIRST READING ORDINANCE 2020-1 AMENDING ORDINANCE 2019-8
FIXING AND DETERMINING SALARY RANGES FOR THE OFFICERS AND
EMPLOYEES OF THE TOWNSHIP OF BERLIN, COUNTY OF CAMDEN, NEW
JERSEY.**

Ordinance is in back of the minutes

Motion by Council President Morris, second by Councilman Sykes to adopt Ordinance 2020-1 on first reading by title. Ordinance adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2020- 66 CHANGE ORDER NUMBER 1 –FINAL TO TECHNAPRO ELECTRIC TRAFFIC SIGNALMAINTENANCE AND REPAIR CONTRACT.

WHEREAS, Techna-Pro has not performed the inspection and maintenance of all traffic Signal Systems as per the contract; and

WHEREAS, Change Order Number 1 and final was developed to authorize a change in the contract deleting item #1 from the contract, as those services were not performed by Techna-Pro;

A. **DECREASE**

1. Inspection and Preventative Maintenance
For all Traffic Signal Systems

Lump Sum @ \$4,462.50 = \$4,908.75
Decrease \$4,908.75

Original Contract Amount \$4,908.75 plus Repairs &
Replacement Services

JANUARY 27, 2020

Less Decrease per this change Order #1 –Final	\$4,908.75
Adjusted Contract amount per this change Order #1-Final	0.00 plus Repair & Replacement Services

NOW, THEREFORE, BE IT RESOLVED by the Township of Berlin Mayor and Council that Change Order Number 1 and final is hereby authorized and approve the deletion of item #1 in the Techna-Pro Contract in the amount of \$4,908.75.

Motion by Councilwoman Bodanza second by Councilman Sykes to adopt resolution 2020-66. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2020-67 RESOLUTION TO EXTENDING CONTRACT WITH TECHNA PRO FOR YEAR 2020.

Motion by Councilman Epifanio second by Council President Morris to table resolution 2020-67. Resolution tabled by call of the roll, five members present voting in the affirmative

RESOLUTION 2020-68 APPROVING THE YEAR 1 WORK PLAN FOR THE NEIGHBORHOOD PRESERVATION PROGRAM.

WHEREAS, the Township of Berlin by resolution authorized Mayor and Council to enter into an agreement with the State of New Jersey Department of Community Affairs to obtain a Neighborhood Preservation Program Grant;

WHEREAS, as a condition of that grant the Department of Community Affairs requires the Township of Berlin to develop a strategic work plan that will delineate the activities of the program and the manner in which the grant funds are expended; and

WHEREAS, the Neighborhood Preservation Program Coordinator of the Township of Berlin has developed such a work plan and budget in conjunction with our Community Stakeholders; and

WHEREAS, the State of New Jersey Department of Community Affairs Neighborhood Preservation Program is in receipt of said work plan and budget and

WHEREAS, approval of the Governing Body is required for the final approval of the work plan by the State of New Jersey Department of Community Affairs and final approval of the said work plan and budget will permit the Township to proceed with the required activities to fulfill the requirements of the Neighborhood Preservation Program Grant;.

JANUARY 27, 2020

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township that the said Year 1 Work Plan is approved and enacted, by the Mayor and Council of the Township of Berlin.

Motion by Councilwoman Bodanza second by Councilman Sykes to adopt resolution 2020-68. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2020-69 A RESOLUTION SUPPORTING AND REQUESTING THE INCREASE OF SEWER ALLOCATION FROM THE CAMDEN COUNTY MUNICIPAL UTILITY AUTHORITY.

WHEREAS, the Township requires additional sewer allocation from the Camden County Municipal Utility Authority ("CCMUA") in order to permit continued development with sewer service within the Township.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden and State of New Jersey, Supports and hereby request the increase of sewer allocation from the Camden County Municipal Utility Authority.

Motion by Councilwoman Bodanza second by Councilman Sykes to adopt resolution 2020-69. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2020-70 RESOLUTION SUPPORTING PROHIBITION OF VEHICULAR TRAVEL ALONG THE SHOULDER OF NEW JERSEY STATE HIGHWAY ROUTE 73 SOUTHBOUND, FROM THE DRIVE FOR PEP BOYS TO THE EXCLUSIVE RIGHT TURN LANE FOR BERLIN CIRCLE PLAZA SHOPPING CENTER AND REQUESTING NEW JERSEY DEPARTMENT OF TRANSPORTATION APPROVAL AND IMPLEMENTATION OD SAID PROHIBITION.

BE IT RESOLVED by the Mayor and Council of the Township of Berlin hereby supports the prohibition of vehicular travel along the shoulder of Rt. 73 southbound lane, from the drive at Pep Boys to the right turn lane for Berlin Circle Plaza, and the installation of the necessary signage and pavement markings and recommend that the resolution be submitted to the Traffic Division of the NJDOT for support, consideration and implementation by the NJDOT.

Motion by Councilwoman Bodanza second by Councilman Sykes to adopt resolution 2020-70. Resolution adopted by call of the roll, five members present voting in the affirmative

JANUARY 27, 2020

RESOLUTION 2020-71 RESOLUTION REQUESTING THE RELEASE OF CASH PERFORMANCE GUARANTEE FOR SPRING MILL REALTY, LLC, THE CPAP SHOP.

WHEREAS, Anthony Zadnik from Spring Mill Realty, LLC, The CPAP Shop located at 159 Cooper Road, West Berlin, New Jersey; Block 2501 Lot 6, has requested the release of their cash Performance Guarantee in the amount \$ 21,950.20 ;and

WHEREAS, the Engineer has recommended that the Township grant the request to release of their cash Performance Guarantee contingent upon any outstanding vouchers be paid in full.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the request for the release of the Cash Performance Bond for Spring Mill Realty, LLC / CPAP Shop located at 159 Cooper Road, West Berlin, New Jersey; Block 2501 Lot 6, is hereby granted.

Motion by Councilwoman Bodanza second by Councilman Sykes to adopt resolution 2020-71. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2020-72 RESOLUTION REQUESTING THE ISSUANCE OF A 50/50 OFF PREMISE RAFFLE LICENSES FOR ROTARY CLUB OF BERLIN .

WHEREAS, the Rotary Club of Berlin, has requested the issuances of a 50 /50 off premise raffle license by the Township of Berlin for;

Date: April 27, 2020
Location: Filomena Cucina Rustica
13 Cross Keys Road, West Berlin NJ 08091

Type Raffle: Off- Premises Draw Raffle 50/50

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that it hereby authorizes the issuances of an Off Premise Raffle licenses to Rotary Club of Berlin for April 27, 2020.

Motion by Councilwoman Bodanza second by Councilman Sykes to adopt resolution 2020-72. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2020-73 REQUEST FOR NUMBER 2 REDUCTION OF PERFORMANCE BOND FOR MONTEBELLO, SECTIONS 6 FOR ROADWAY, SITE IMPROVEMENTS ,BASE COURSE.

JANUARY 27, 2020

WHEREAS, Hovbros Berlin, L.L.C., 900 Birchfield Drive, Mount Laurel, New Jersey, has requested, on behalf of Montebello, Sections 6 bond reduction, and

WHEREAS, the Engineer has recommended that the Township grant the following bond reduction as stated below.

Letter of Credit # 1958 Section 6:

**Original Bond Amount of \$1,533,496.00
Reduced to \$742,140.43 (RESOLUTION 2019-131)**

Reduced to \$460,048.73

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Berlin, Camden County, New Jersey, that the above Performance Bond for Hovbros Berlin, LLC, (Montebello) is hereby be reduced to \$460,048.73 as stated above.

Motion by Councilwoman Bodanza second by Councilman Sykes to adopt resolution 2020-73. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2020-74 PAYMENT OF BILLS FOR JANUARY 2020.

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 detailed below and attached are hereby approved and the bills to be paid.

	CONFIRMING:	
Search Exterminator	9-01-26-310-2020	\$ 1,675.00
Township Clerk	0-01-20-120-2105	\$ 100.00
Glen Davis (Holiday Event Photos)	0-01-30-420-2105	\$ 100.00
Camden County Mayors Assoc.	0-01-20-110-2044	\$ 350.00
Post Master Township Calendar	01-01-20-110-2120	\$ 390.26
AmeriFlex	T-18-56-850-030208	\$ 10.00
Payroll, 12-19-19	Various Accounts	\$139,403.42
Aflac, 12-19-19	T-17-56-850-1018	\$ 162.04
Payroll, 12-19-19	T-17-56-850-1016	\$ 15,678.18
Payroll, 12-19-19	T-17-56-850-1015	\$ 776.00
Payroll, 12-19-19	T-17-56-850-1014	\$ 84.00
Payroll, 12-19-19	T-17-56-850-1007	\$ 554.00
Payroll, 1-3-2020	Various Accounts	\$135,441.38
Payroll, 1-3-2020	T-17-56-850-1007	\$ 554.00

JANUARY 27, 2020

Payroll, 1-17-2020	Various Accounts	\$140,325.64
Payroll, 1-17-2020	T-17-56-850-1007	\$ 554.00
Aflac, 1-17-2020	T-17-56-850-1018	\$ 162.04
Payroll, 1-17-2020	T-17-56-850-1016	<u>\$ 15,678.18</u>
	Total Confirming	\$444,077.51

TO	ACCOUNT	AMOUNT	
Various Vendors	Current Fund 0-01	\$221,628.77	
	Sewer Operating 0-07	\$3,971.61	
	Trust Other (Escrow) 0-18	\$15,339.09	
	Current Fund (Previous Year) 9-01	\$70,836.95	
	Sewer Operating (Previous Year) 9-07	\$26,498.36	
	Grant Account G-02	\$1600.00	
	Animal Control T-13	\$441.20	
	Payroll Account T-17	\$4.33	
	Trust Other T-18	\$3,325.80	
	Medicare Part B Participants	Group Insurance 0-01	<u>\$27,371.00</u>
		Total of all Funds	\$371,017.11

Motion by Councilwoman Bodanza second by Councilman Sykes to adopt resolution 2020-74. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2020-75 RESOLUTION SUPPORTING THE RECONFIGURATION OF THE LIMITS FOR THE SEWER SERVICE AREA FOR THE SONOMA TRAILS RESIDENTIAL DEVELOPMENT.

BE IT RESOLVED by the Mayor and Council of the Township of Berlin hereby supports the reconfiguration of the limits for the sewer service area for the Sonoma Trails Residential Development.

Motion by Councilwoman Bodanza second by Councilman Sykes to adopt resolution 2020-75. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2020-76 AUTHORIZING THE TOWNSHIP OF BERLIN TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Camden County Educational Services Commission, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

JANUARY 27, 2020

WHEREAS, on January 27, 2020 the governing body of the Township of Berlin, County of Camden, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Berlin

AUTHORITY

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

Motion by Councilwoman Bodanza second by Councilman Sykes to adopt resolution 2020-76. Resolution adopted by call of the roll, five members present voting in the affirmative

Consent Agenda November 2019 & December 2019

Motion by Councilman Epifanio, second by Council President Morris to approve the Consent Agenda for November 2019 and December 2019. Motion carried by voice vote, five members present voting in the affirmative.

Approval of Meeting Minutes for December 16, 2019

Motion by Councilman Sykes, second by Councilwoman Bodanza to approve the Meeting Minutes for December 16, 2019. Motion carried by voice vote, five members present voting in the affirmative.

Correspondence Calendar for December 2019

Motion by Councilwoman Bodanza, second by Council President Morris to approve the Correspondence Calendar for December 2019. Motion carried by voice vote, five members present voting in the affirmative.

All other Business

Councilwoman Bodanza stated that the Berlin Township Historical Association will be holding the Black History Event on February 22, 2029 from 11:00 am to 3:00 pm at the Municipality

JANUARY 27, 2020

Public Portion

Motion by Councilman Sykes, second by Councilman Epifanio to open the meeting to the public. Motion carried by voice vote, all present voting in favor. Mayor Magazzu opened the meeting to the public for questions or comments.

Desmond Butler, Montebello asked if the Township had met with Berlin borough with regards to the inspection of the fire hydrants.

Township Engineer responded and said that he has met with the Borough with regards to the fire hydrants and they informed him that 1-4 has been tested and approved. When they tested is unknown but as soon as he received the information he stated he would forward the information to him (Montebello Association).

Carolyn Picciotti asked what the amendments on the salary ordinances were.

Chief Financial Officer stated that a mistake was made.

Carolyn asked what resolution 2020-76 was about.

Township Engineer, Chuck Riebel stated that this give the Township the opportunity to get better pricing for goods and services, this instant would be for our HVAC services.

No more comments were to be heard.

Motion by Councilman Sykes, 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 for questions or comments.

Adjourn

Motion by Councilman Sykes, second by Council President Morris to adjourn the meeting at 6:55 pm. Motion carried by voice vote, all members voting in the affirmative. Meeting adjourned 6:55 pm

**Catherine Underwood
Berlin Township RMC**