

SEPTEMBER 23, 2019

SPECIAL MEETING OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BERLIN, CAMDEN COUNTY, NEW JERSEY AT BERLIN TOWNSHIP MUNICIPAL HALL September 23, 2019 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- Chief of Police Leonard Check. CFO Joyce Tinnes, Property Maintenance/ Animal Control Josh Shellenberger.

Absent- Township Engineer / Public Works Director, Chuck Riebel

Before we begin the actual swearing in tonight, I would like to say how proud we are of the whole department, which includes our officers being promoted in the next few minutes. You are by far one of the most respected departments in the county. Thank you all for the work you do, and just wanted you all to know that it does not go unnoticed.

Wayne Bonfiglio, will be our First Lieutenant Being promoted tonight Wayne has worked for several police departments part time before eventually coming to Berlin Township nearly 24 years ago

He's taken many leadership classes through the New Jersey state chiefs association and also the national fraternal of police.

Like all the other officers being promoted tonight, Wayne has many law enforcement certifications and recognized skills.

Just Some awards I felt were worthy to list

- He was member of the year for the New Jersey state FOP
- Volunteer of the year families behind the badge children's foundation

And I had to mention this one,

- Outstanding police work - childbirth delivery. I don't know how I feel about that one. But I will say, Joe Batten came close to delivering one of my kids.

*Wayne has held several executive board positions on the local fraternal order of police, lodge 56. Currently holds the position of president

*He is the event and route director for the Ben to the shore charity bike ride for the past 10 years

*But what I thought was really cool, that not many people know, he is a certified private pilot

Ron Silvestro will be next.

Ronnie started his Law enforcement career 19 years ago with Berlin Township

Like I said about the other officers being promoted tonight, Ron has also taken many leadership classes and has received many certificates.

Just to name a few certificates or training,

- Missing children's investigations
- Domestic violence danger assessments
- Unfortunate reality of school violence
- Effective interactions with mentally ill
- Sudden death investigations.

For 8 years Ron was our field training officer. He was tasked with the responsibility of training and molding newly appointed officers

Something to really be proud of, Ron had received the academic achievement award from the New Jersey state chiefs association in January of last year

Ron will hold a Lieutenant position for our department.

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Dean Pumphrey is another officer being honored and promoted tonight

*Dean was a Correctional officer with the Camden county correctional facility, before joining the Berlin Township Police Department almost 20 years ago

*Dean Is currently and has been for 10 years a SWAT member of the lower Camden County regional special resource team.

*Dean has been a detective in the Berlin Township police department for the past 6 years and will be promoted tonight to a Sergeant Position

Ed Gramley will also be promoted tonight to the rank of sergeant for the Berlin Township Police department.

Ed started with the Burlington county sheriffs department, before he became A police officer for Chiselhurst. He then became an officer for the Berlin Township Police department and has been here for the past 15 years

- Ed was a member of the Camden County zoned 4 SWAT team
- He's a field training officer
- And also a firearms instructor
- And Ed currently runs the Berlin Township youth academy
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We will also be swearing in our

SLEO School Security Officer Shannon Wilson, and it gives me great pleasure to welcome Shannon back to our department after retiring last year with 25 years of service with Berlin Township

SLEO School Security Officer Richard Annacone welcoming back, this is his second year

Oath of Office and for Police Department Promotions

Lieutenant Wayne Bonfiglio

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Lieutenant Ronald Silvestro

Sergeant William "Dean" Pumphrey
Sergeant Edwin Gramley

SLEO School Security Officer Shannon Wilson
SLEO School Security Officer Richard Annacone

ORDINANCE NO. 2019-7 OF THE TOWNSHIP OF BERLIN, COUNTY OF CAMDEN, AND STATE OF NEW JERSEY, ACCEPTING DEDICATION OF BLOCK 2404, LOT 45 (701 TAUNTON AVENUE MONTEBELLO SEWER PUMPING STATION) FROM HOVBROS BERLIN, LLC

WHEREAS, Main Line Realty Group LLC, a New Jersey limited liability company, previously received final amended major subdivision approval to construct the Pinedge Development;

WHEREAS, Hovbros Berlin LLC, a New Jersey limited liability company, as contract purchaser of the property from Main Line Realty Group LLC, sought and obtained amended final major subdivision approval from the Berlin Township Planning and Zoning Board, memorialized in Resolution No. 2003-29 on September 23, 2003 in order to construct the Montebello Development (formerly known as Pinedge), an age-restricted residential community; and

WHEREAS, Main Line Realty Group LLC sold the property in question to Hovbros Berlin, LLC, with all land use approvals and conditions of said approvals flowing with the property in question to Hovbros Berlin, LLC; and

WHEREAS, as a condition of the aforesaid approvals, Hovbros Berlin, LLC was required to construct a sewer pumping station for the Montebello Development and upon satisfactory completion of said pumping station, dedicate the same to the Township of Berlin; and

WHEREAS, the sewer pumping station for the Montebello Development is known as Block 2404, Lot 45 on the Municipal Tax Map for the Township of Berlin; and

WHEREAS, Hovbros Berlin, LLC is nearing the completion of the Montebello Development and wishes to dedicate said pumping station to the Township; and

WHEREAS, the Township Tax Collector has confirmed that the tax records for the lot referenced above indicate there are no outstanding liens and that all property taxes are paid current as of the time of the dedication; and

WHEREAS, the Township Engineer/Director of Public Works has issued a report dated September 3, 2019 advising the Township that he has no objections to the

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referenced dedication from an engineering and public works standpoint and recommending that the Mayor and Township Council consider waiving the requirement for the posting of a two-year maintenance guarantee for the pumping station; and

WHEREAS, N.J.S.A. 40A:12-5(a) authorizes the Township to accept the dedication of the sewer pumping station for the Montebello Development; and

WHEREAS, the Mayor and Township Council have deemed it in the best interest of the public health, safety and welfare to accept the dedication of the sewer pumping station lot (Block 2404, Lot 45) as aforesaid, subject to certain conditions as outlined below.

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

SECTION 1: The Township of Berlin hereby accepts dedication of Block 2404, Lot 45 (sewer pumping station for the Montebello Development) from Hovbros Berlin, LLC, subject to Hovbros Berlin, LLC: (i) preparing the deed of conveyance to the Township to be reviewed and approved by the Township Solicitor (ii) paying the Township \$64,251.55 for the costs of the completion of improvements to the pumping station, (iii) providing the Township with a title report and/or tile policy to be reviewed and approved by the Township Solicitor, (iv) providing the Township with a survey for the property in question to be reviewed and approved by the Township's professionals, (v) and providing the Township with an environmental report for the property in question to be reviewed and approved by the Township's professionals, (vi) paying all recording fees, and further (vii) granting the Township any access easements that may be necessary for the Township's access and/or maintenance of the property in question.

SECTION 2: The Township hereby waives the requirement for the posting of the two-year maintenance bond for the Montebello Development sewer pumping station.

SECTION 3: The Mayor, Township Clerk and Township Solicitor are hereby authorized to execute all such documents as are necessary to accept the conveyance of said property and Hovbros Berlin, LLC shall pay all recording fees.

SECTION 4: True copies of the deed shall be on file in the Township Clerk's Office upon adoption of this Ordinance and recordation of the deed.

SECTION 5: All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 6: If the provisions of any section, subsection, paragraph, subdivision, or clause of this Ordinance shall be judged invalid by a court of competent jurisdiction, such order of judgment shall not affect or invalidate the remainder of any section, subsection, paragraph, subdivision, or clause of this Ordinance.

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SECTION 7: This Ordinance shall take effect twenty (20) days after final adoption and publication as required by law.

Motion by Council President Morris, second by Councilman Epifanio to adopt Ordinance 2019-7 on first reading by title. Ordinance adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2019-171 REQUEST FOR THE RELEASE OF MAINTENANCE BOND FOR THE COMMONS AT BERLIN TOWNSHIP.

WHEREAS, Berlin Commons located at 84 Haddon Avenue West Berlin NJ 08091 has requested the release of their maintenance bond and:

WHEREAS, the Engineer has recommended that the Township of Berlin grant, the request to release the maintenance bond on September 25, 2019 in the amount of \$147,544.35.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, Camden County, New Jersey, that the request to release the maintenance bond for The Commons at Berlin Township is hereby granted.

Motion by Councilman Epifanio, second by Councilman Sykes to adopt resolution 2019-171. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2019-172 RESOLUTION REQUESTING THE INSERTION OF A SPECIAL ITEM OF REVENUE AND APPROPRIATION IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO THE N.J.S.A. 40A:4-87 (CHAPTER 159 P.L. 1948) – DRUNK DRIVING ENFORCEMENT GRANT.

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Finance may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by Law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount;

WHEREAS, the Chief Financial Officer has certified that the Township has received a Drunk Driving Enforcement Grant from the NJ Division of Motor Vehicles for \$3,500.00;

BE IT FURTHER RESOLVED that a like sum of \$3,500.00 and the same is hereby appropriated under the caption of:

Operation "Excluded From CAP"	
Drunk Driving Enforcement Grant	\$3,500.00

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BE IT FURTHER RESOLVED that the Township Clerk forward two certified copies of this resolution to the Director of the Division of Local Government Services for approval.

Motion by Councilman Epifanio, second by Councilman Sykes to adopt resolution 2019-172. Resolution adopted by call of the roll, five members present voting in the affirmative

RESOLUTION 2019-173 A RESOLUTION RECINDING RESOLUTION 2019- 158 PERSON TO PERSON TRANSFER OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE.

WHEREAS the Township of Berlin hereby rescind resolution 2019-158 person to person transfer of plenary retail consumption liquor license to Magic Volcano Inc. located at 461 Route 73 North West Berlin NJ 08091, since tax clearance was not obtained.

NOW THEREFORE , BE IT RESOLVED That the person to person transfer of plenary retail consumption liquor license is null and void and a copy of said resolution shall be forwarded to the Division of Alcoholic Beverage Control.

Motion by Councilman Epifanio, second by Councilman Sykes to adopt resolution 2019-173. Resolution adopted by call of the roll, five members present voting in the affirmative

All Other Business

Mayor and Council stated that the family fun festival was this past Saturday and was a huge success and thanked everyone who was involved.

Ron Conklin did a presentation on the Neighbor Preservation Program. He explained how the programs works and what the next step would be in getting the program started.

RESOLUTION 2019- 174 APPOINTING RONALD CONKLIN AS NEIGHBORHOOD PRESERVATION PROGRAM COORDINATOR.

WHEREAS the Township of Berlin, County of Camden, New Jersey has received the Neighborhood Preservation Grant in the amount of \$125,000: and

BE IT RESOLVED by the Mayor and Council of the Township of Berlin that Ronald Conklin is hereby appointed as Neighborhood Preservation Program Coordinator.

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Motion by Councilwoman Bodanza, second by Councilman Sykes to adopt resolution 2019-174. Resolution adopted by call of the roll, five members present voting in the affirmative

Public Portion

Motion by Councilman Epifanio, second by Council President Morris 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.

No Comments were to be heard

Motion by Councilman Epifanio, second by Councilman Sykes 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 Council President Morris, second by Councilman Epifanio to adjourn the meeting at 6:27 pm. Motion carried by voice vote, all members voting in the affirmative. Meeting adjourned 6:27 pm

Catherine Underwood, Township Clerk