

JUNE 13, 2022

**MEETING OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BERLIN,
CAMDEN COUNTY, NEW JERSEY AT BERLIN TOWNSHIP MUNICIPAL HALL
JUNE 13, 2022 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 Bodanza, Councilman Epifanio, Councilman Reid, Councilman McHenry.

Also Present- Solicitor, Justin Strasser, CFO, Alex Davidson, Officer In Charge, Lt. Ron Silvestro, LT. Gary Sheehan Township Engineer / Public Works Director, Chuck Riebel, Property Maintenance / Animal Control, Josh Shellenberger

Absent-

Mayor Magazzu asked for a moment of silence for the recent shooting in Texas.

Departmental Reports

ENGINEER'S AND DIRECTOR'S REPORT

A. CHANGE ORDERS AND VOUCHERS

None at this time.

B. ORDINANCES AND RESOLUTIONS

**1. REPLACEMENT OF ROOF ON OFFICE/GARAGE BUILDING AT THE
PUBLIC WORKS COMPLEX**

I recommend that the Governing Body consider conditionally awarding a contract to the low bidder, Sky General Construction, LLC of Patterson, NJ for the Base Bid and Alternate Bid Number 1 for the total amount of \$37,320.00.

2. NJDOT FY2023 MUNICIPAL AID APPLICATION

I recommend that the streets be selected and a resolution be passed, approving the submission of the application to the NJDOT, at the Council

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Meeting on June 13, 2022. The submission deadline for the application is July 1, 2022.

3. AMENDING ORDINANCE FOR THE REVISED PINELANDS STORMWATER MANAGEMENT REGULATIONS

Once the Pinelands staff releases the model ordinance, I recommend that the Governing Body consider introducing the amending ordinance for the amended Pinelands Area Stormwater Management regulations.

4. REQUEST FOR THE RELEASE OF THE PERFORMANCE GUARANTEES FOR ROADWAY AND SITE IMPROVEMENTS (“BASE COURSE”) FOR THE MONTBELLO DEVELOPMENT, SECTIONS 5 AND 6

The corrective work, still, must be performed for the release of these guarantees. Therefore, at this time I continue to recommend that the performance guarantees not be released until said work has been satisfactorily completed by the developer.

5. REQUEST TO RELEASE PERFORMANCE BOND FOR WALMART SUPERSTORE

Due to the unsatisfactory conditions I continue to recommend that the bond not be released to Walmart.

6. PUBLIC SALE OF TOWNSHIP -OWNED PROPERTIES

I believe that the Governing Body will be authorizing the scheduling of a public auction of certain Township-owned lots. The Zoning Officer has submitted his comments and recommendations.

C. ENGINEER’S REPORT

1. IMPROVEMENTS TO CLARENCE AVENUE, N.J.D.O.T FY18 MUNICIPAL AID FUNDING

The Township Chief Financial Officer has informed me that the final reimbursement has been received from the NJDOT.

2. IMPROVEMENTS TO SPRUCE AVENUE, N.J.D.O.T FY19 MUNICIPAL AID FUNDING- \$150,000

We submitted the necessary documents to the NJDOT for their review and hopeful acceptance for the release of the final grant reimbursement and project closeout. I have received correspondence from the NJDOT that they have approved the final change order and the paperwork. I am hopeful that they will issue the check for the final reimbursement, shortly.

3. IMPROVEMENTS TO DAY AVENUE- ROUTE 73 TO CLOVER AVENUE, N.J.D.O.T. FY20 MUNICIPAL AID FUNDING

On October 25, 2021, the Governing Body awarded a contract to Gerald A. Barrett, LLC of Berlin, N.J. for \$145,804.92 for the Base Bid and Alternate No. 1. The consulting project engineer has scheduled the preconstruction meeting

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for June 9, 2022. After the meeting, the consulting project engineer will inform the Governing Body of the anticipated start date of the construction.

4. IMPROVEMENTS TO MCCLELLAN AVENUE- HADDON AVENUE TO KRUMM AVENUE (N.J.D.O.T FY 2021 MUNICIPAL AID FUNDING- \$235,000) AND IMPROVEMENTS TO KRUMM AVENUE- MCCLELLAN AVENUE TO FRANKLIN AVENUE (N.J.D.O.T FY 2022 MUNICIPAL AID FUNDING- \$275,000)

A contract for the improvements to McClellan Avenue must be awarded by November, 2022 and for Krumm Avenue by November, 2023. I have received the asphalt core results from the testing firm. The consulting engineer has provided me with the existing conditions plan for my use for the design of the project.

5. IMPROVEMENTS TO HADDON AVENUE BY CAMDEN COUNTY

No update to report.

6. N.J.D.O.T FY 2023 MUNICIPAL AID GRANT PROGRAM

I recommend that the streets be selected and the Governing Body pass a resolution authorizing the submission of the application to the NJDOT. The application must be submitted by July 1, 2022. It is anticipated that the announcement of the selected projects will be made before the end of this year.

7. REPAIRS TO SETTLED PAVEMENT ALONG PINE AVENUE AT AND NEAR THE INTERSECTION WITH LESTER AVENUE

The Public Works Department continues to monitor this settlement areas and performing the necessary repairs. The exact cause of the settlement has not been, definitely, determined but appears to be lessening with time.

8. CAMDEN COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (C.D.B.G.) FUNDS

9.

a. Year 2022 Application

The application package for the improvements to and expansion of the playground at the Luke Avenue Recreation Complex was submitted to the Camden County CDBG. To date, we have not received any announcement of the selected projects for this grant. This is the same application, which was submitted for the last two rounds of funding.

b. Remaining Funds from Previous Years

The County CDBG Office has confirmed that there are \$42,298.57 of CDBG funds from previous years. The Year 15 funds must be expended by September 1, 2022 or the funds will be recaptured by the Federal agency. We are preparing the construction plans for the proposed addition to the rear of the building. The structure will be constructed by the Public Works staff. The

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mechanical, electrical and plumbing work will be contracted with the necessary licenses contractors.

10. N.J. LOCAL RECREATION IMPROVEMENT GRANT- ADDITION TO THE SENIOR CITIZENS BUILDING

The State has awarded a \$75,000 reimbursable grant for the above-mentioned addition to the Senior Citizens Building, which amount is one of the larger amounts granted under this program. As directed by the N.J.D.C.A., the SAGE account has been amended so that the budget amount matches the grant amount.

The Township had applied for \$290,560 of grant funds and was one of the successful 162 recipients to receive a grant as the program was very competitive between municipalities and schools.

It is my understanding that the funds must be expended and the request for reimbursement submitted to the N.J.D.C.A. before August, 2023.

11. NEIGHBORHOOD PRESERVATION PROGRAM

a. Welcome Sign at Haddon and Luke Avenues

The Contractors have installed the LED message boards, welcome signs and landscaping. The extension of the irrigation system and installation of the landscaping, around the base of the sign, will be performed in the Spring, 2022.

b. Sign and Landscape Improvements at Holiday Island

The design for the sign and landscaping is being performed, at this time.

c. Seasonal and Holiday Banners for Haddon Avenue and Walker Avenues

The new banners have been delivered to the Township. The Spring seasonal banners have been installed on the new brackets.

d. Decorative Poles and Over-the-Street Holiday Decorations

We are in the process of finalizing the pole height and necessary electrical work as the work must be performed by the Township with a master meter provided by Atlantic City Electric.

12. CAMDEN COUNTY OPEN SPACE AND RECREATION ENHANCEMENT GRANT PROGRAM

The application, along with the supporting documents, were submitted to the County, requesting the maximum grant amount of \$25,000. The application notes that the Township has, also, submitted an application to the Camden County CDBG for CDBG funding.

I met with the Open Space Advisory Committee at the site, this week, to discuss the project. They will be touring the recreation facilities for other municipal applicants, shortly. Afterwards, they will submit their recommendations to the County Commissioners and the committee expects

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the Commissioners to announce the selected projects in the early Fall of this year.

13. IMPROVEMENTS TO THE TENNIS COURTS AT ROBERT T. CLYDE PARK

We have received quotes from court surface specialist contractors. We are, also, several researching alternatives to the scope of the work, which has been submitted by those contractors, for the addition of pickleball court marking for multi-sport usage of the courts. I expect to be submitting the recommended proposal for the improvements to the courts, within the near future.

14. IMPROVEMENTS TO PLAYGROUNDS

The Public Works staff continues to make improvements and repairs to the playground equipment. As mentioned above, the Township has also requested County CDBG and Recreation Enhancement funds to improve and expand the Luke Avenue playground.

We are, also, obtaining prices to replace various pieces of playground equipment and for new modular playground equipment. We will be submitting the estimates to the Governing Body, shortly, for review and consideration for possible improvements.

15. NEW JERSEY I-BANK FINANCING PROGRAM

This program provides low-interest loans for transportation and water/sewer/stormwater infrastructure project. I-Bank is partnering with the N.J.D.O.T for transportation projects and N.J.D.E.P for the water, sewer and stormwater projects. The I-Bank loan is available to supplement any shortfall in funding, for eligible projects, from the N.J.D.O.T and N.J.D.E.P.

It is expected that The Federal Infrastructure Investment and Jobs Act funding will be administered through the I-Bank.

16. POSSIBLE AMENDMENT TO THE INTER-MUNICIPAL SEWER AGREEMENT WITH VOORHEES TOWNSHIP

I have no update to report, regarding this matter, at this time. I recommend that the Governing Body take the desired action to bring this matter to a final resolution.

17. REQUEST FOR INCREASE IN SANITARY SEWER ALLOCATION

The Township requested that the CCMUA consider endorsing the request to increase the sewer allocation to cover the flows for future development within the Township. The approval of the increase in the allocation must be granted by the N.J.D.E.P. I believe that the CCMUA has determined that there is sufficient remaining allocation to handle the immediate future development. This matter may need to be revisited after the anticipated development, in the immediate future, has been completed.

18. CHERRY HILL TOWNSHIP COOPERATIVE PRICING SYSTEM

I am not aware, at this time, if Cherry Hill and the NJDCA have taken the necessary actions to include Berlin Township as a participating member in this cooperative.

19. ENVIRONMENTAL CLEANUP OF COMMERCIAL SITES

a. C&M Motors Site, 152 Haddon Avenue

I have no update to report, regarding this matter.

b. US Gas Service Station Site, 170 N. Route 73

I believe that the Township Property Maintenance Officer continues to push for the cleanup of the site.

20. MONTEBELLO AGE-RESTRICTED RESIDENTIAL DEVELOPMENT

a. Corrective Work and Completion of Various Improvements

To date, the developer has not submitted the schedule for the performance of the corrective and final roadway and site work to me. I met with representative of the developer, on January 13, 2022 and on April 29, 2022, to discuss the performance of the corrective and remaining roadwork and site improvements, throughout the development. In our first meeting the developer's representative stated that they expect to have all corrective work completed by the end of 2022. I recommend that the Governing Body consider authorizing the Township Solicitor to begin discussing the matter with the developer and the possible initiation of action to call the bonds for the outstanding work.

We have agreed that I will perform inspections of the concrete sidewalk driveway aprons, granite curbing and other roadway improvements immediately prior to the developer performing said corrective work to ensure that the removal addresses the current conditions, at that time. I will, also, be inspecting the perimeter buffer area along Voorhees Township to determine the placement of infill evergreen plantings.

The developer will, also, be submitting a letter to the Township to address the matter of the landscape plantings along the commercial lot.

b. Meeting with Representatives of the Homeowners Association

Several months ago, I met with representatives of the Homeowners Association to discuss the findings from their consulting engineers, regarding corrective work. They have informed me that they have discussed various corrective work with the developer. I still must review their consultant's reports against the design documents and will respond to the Homeowner's representatives.

c. Request for the Release of the Site Improvements Bonds for Sections 5 and 6

On April 29, 2022, the Township consulting inspector and I met with the developer's representative to discuss the remaining corrective work, listed in

the “base course” performance bonds for each section. The work remains to be completed by the developer. Therefore, at this time, I continue to recommend that these performance bonds not be released by the Governing Body.

21. REVIEW OF TOWNSHIP ZONING AND LAND DEVELOPMENT CODES

The Township Professional Planner, Planning Board Chairperson, Zoning Officer and I continue to review the zoning and land use codes for comments and recommendations for updates. The Zoning Map must, also, be revised for updates. I have recommended that zoning district lines be adjusted to follow lot lines to eliminate split zoning on lots, where possible.

22. AMENDED PINELANDS STORMWATER MANAGEMENT REGULATIONS

It is expected that the Pinelands Commission will be issuing a model ordinance, for use by the affected municipalities, this month. The Pinelands amended rules became effective on January 18, 2022 and the Township has one year to incorporate the new rules into the master plan and land use ordinances. I recommend that, once the model ordinance has been received by the Township, the Governing Body consider authorizing the necessary work to address this matter.

23. STORM DRAINAGE IMPROVEMENTS

a. Lester Avenue Drainage and Stormwater Management Facility at the Low Point

We have not completed the design for this project. I intend to complete the design for a reduced scope of work, based on the amount of the funds for this project.

b. Kelley Drive Basin Improvements

I recommend that the necessary improvements be performed on this stormwater management facility, in the immediate future.

c. Mt. Vernon Avenue at the Elementary School

No update to report.

d. Storm Drainage Improvements, Southwest Portion of the Township

No update to report.

24. STUDY FOR DESIGNATED TRUCK ROUTES THROUGHOUT THE TOWNSHIP

This work remains to be completed and the recommendations submitted to the Governing Body for consideration for adoption.

25. AMENDMENTS TO CHAPTER 280, SOLID WASTE

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I recommend that the Governing Body consider amending this code to be consistent with current policies and practices. I will submit my recommendations to the Governing Body for your consideration.

26. IMPROVEMENTS AND MAINTENANCE TO THE PUBLIC WATER DISTRIBUTION SYSTEM WITHIN THE TOWNSHIP

I believe that the Borough Public Works staff have completed the Spring-season flushing of certain water mains within the Township.

I continue to recommend that the Borough consider interconnecting/looping all dead end and upgrading all undersized water mains throughout the Township. At this time, I am not aware of the Borough proposing any improvements to the system, within the Township.

27. PUBLIC SALE OF TOWNSHIP-OWNED PROPERTIES

It is my understanding that the Governing Body will be authorizing the public auction of several Township-owned lots. I will review the lots with the Zoning Officer and submitting our comments and recommendations to the Township Chief Financial Officer.

D. PUBLIC WORKS DEPARTMENT

1. 2021 ANNUAL RFEPORTS TO THE NJDEP

The required recycling tonnage report and the stormwater report have been submitted to the NJDEP.

It is necessary that several of the required stormwater documents be updated, immediately.

2. EMPLOYEE SAFETY AND HEALTH

Mr. Simone had taken the initiate to participate in the program, which is offered by the NJ Dept. of Labor and Workforce Development to inspect the conditions of the various workplaces used by the Public Works employees. This program assists municipalities with addressing potential issues, prior to the Public Employees Occupational and Safety and Health (PEOSH) performing unannounced compliance inspections. Mr. Simone demonstrated compliance and addressed the minor issues, which were presented to him. Through his efforts, the Township continues to provide a safe and healthy workplace for the employees.

3. OPERATIONS AND STAFFING

The staff is performing various tasks throughout the Township. If determined to be necessary, the Department will attempt to hire seasonal employees for the Spring, Summer and Fall Seasons.

4. REAR-LOAD TRASH TRUCK AND UPDATING THE VEHICLE FLEET AND EQUIPMENT

The delivery of the completed trash truck is expected to occur in early 2023.

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Due to the current shortage of trucks, available for purchase, the delivery of the new pick-up truck is delayed. Mr. Simone has been working with vendors to purchase a new rear load trash truck, small dump trucks and leaf collection machine. It will be necessary to begin performing repairs and replacement of components of the automated arms on the side-load trash trucks.

5. POSSIBLE SHARED SERVICES PURCHASE OF AN ASPHALT HOT PATCH DUMP TRAILER

The Borough of Somerdale has, recently informed the Township that they are interested in entering into a shared services agreement with the Township for the purchase of this piece of equipment. Mr Simone, along with the Somerdale DPW Superintendent, will be participating in equipment presentations by the vendors to determine the desired piece of equipment. It appears that the purchase can be made through a cooperative contract, which the Township is or will become a participating member.

6. REQUEST FOR CAPITAL IMPROVEMENTS AND PURCHASES

I believe that the Governing Body and Chief Financial Officer have reviewed our request for the capital improvements and purchases for the high priority items. We would be glad to discuss these requests with the Governing Body and Mr. Davidson, in further detail.

7. REPLACEMENT OF THE OFFICE AND GARAGE BUILDING ROOF AT THE PUBLIC WORKS COMPLEX

Bids from four bidders were opened May 24, 2022. I have submitted my recommendation for award of a contract to the apparent low bidder, which price is substantially less than my estimate and the other bidders. We are hopeful the Governing Body can consider awarding a contract at the Council Meeting on June 13, 2022.

SOLICITOR Nothing new to report

POLICE REPORT

June 2022 Council Meeting PD Report

1. On Sunday 06/05/2022 Berlin Twp. Police investigated an incident where it was reported a suspect was in possession of a firearm and was threatening to kill others while fleeing on foot. A large-scale investigation ensued throughout the day and into the early morning the following day. The suspect was eventually charged criminally and apprehended on 06/06/2022 and housed in the Camden County Correctional Facility pending a hearing.

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2. Due to recent events to include both locally and in the nation, Berlin Twp. Police have deployed extra Patrol Officers in and around the area of the Berlin Twp Schools.

3. The Berlin Twp. Police members are currently going through the promotional process for many vacant positions to include Chief of Police, Lieutenant, and Sergeants. Hopefully that process will be concluded by months end.

Respectfully Submitted,

Lt. Ronald Silvestro
Officer in Charge

PROPERTY MAINTENANCE / ANIMAL CONTROL Nothing new to report.

**FIRST READING ORDINANCE 2022-6 OF THE TOWNSHIP OF BERLIN,
COUNTY OF CAMDEN, AND STATE OF NEW JERSEY, AMENDING
CHAPTER 220 OF THE TOWNSHIP CODE ENTITLED “NUISANCES”**

WHEREAS, the Township of Berlin (“Township”) is a municipal entity organized and existing under the law of the State of New Jersey and located in Camden County; and

WHEREAS, Chapter 220 of the Code of the Township of Berlin enumerates nuisances within the Township and sets forth enforcement and penalties for residents found to be creating a nuisance within the Township; and

WHEREAS, the Township has determined that stagnant water within the Township can oftentimes create a nuisance and should therefore be regulated accordingly; and

WHEREAS, the Mayor and Council deem it advisable to amend Chapter 220 of the Township Code to reflect the regulation of stagnant water; and

WHEREAS, pursuant to N.J.S.A. 40:48-1, the Governing Body is authorized to enact and amend ordinances to fix the fees of any officer or employee of the municipality for any service rendered in connection with said office or position; and

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

SECTION 1: Section 220-2 of the Code of the Township of Berlin entitled “Nuisances enumerated” is hereby revised and amended to provide as follows:

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§ 200-2 Nuisances enumerated.

The following matters, things, conditions or acts and each of them are hereby declared to be a nuisance and injurious to the health of the inhabitants of this municipality:

- A. [No Changes]
- B. [No Changes]
- C. [No Changes]
- D. [No Changes]
- E. [No Changes]
- F. [No Changes]
- G. [No Changes]
- H. Maintaining or permitting to be maintained any pool, cistern, privy vault, cesspool, rain barrel, or other receptacle containing liquid, in which mosquito larvae or pupae or amphibians or tadpoles may or do exist; maintain or allowing to be maintained any condition to exist which is beneficial to or engenders the breeding of flies, mosquitos, vermin, amphibians, or tadpoles.

SECTION 2: Except as set forth in Section 1 above, the balance of Chapter 220 of the Code of the Township of Berlin shall not be affected by this Ordinance.

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

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

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

Motion by Councilman Epifanio, second by Council President Bodanza to adopt Ordinance 2022-6 on first reading by title. Ordinance adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-108 RESOLUTION OF THE TOWNSHIP OF BERLIN AUTHORIZING, THE IMPOSITION OF LIENS IN ACCORDANCE WITH

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**CHAPTER 249 OF THE CODE OF THE TOWNSHIP OF BERLIN ENTITLED,
"PROPERTY MAINTENANCE."**

WHEREAS, N.J.S.A. 40:48-2.12(f) authorizes a municipality to perform certain acts of property maintenance and to charge the costs thereof as a lien against the real property on which such maintenance is performed; and

WHEREAS, Chapters 249 of the Code of the Township of Berlin establish, *inter alia*, the procedure by which such property maintenance shall be performed and the process through which the costs thereof shall be established as municipal charges and/or liens against the real property upon which such maintenance is performed; and

WHEREAS, the Code Enforcement Officer for the Township of Berlin was notified and became aware that property maintenance was necessary for certain real properties located in the Township of Berlin listed as follows:

<u>Property: Block/Lot</u>	<u>REASON</u>
215 Fourth Ave. B-613 L-4.01	lawncare PM 22-001

WHEREAS, pursuant to Chapter 249 the Code Enforcement Officer issued Violation Notices to the property owner(s) or responsible party(ies) relating to the above-referenced conditions which were found to be health and safety hazards; and

WHEREAS, the property owner(s) or responsible party(ies) failed to take appropriate action as required in said Violation Notices and the Code Enforcement Officer placed a work order with outside vendors to have such work performed as necessary to protect the health, safety and welfare of the Township; and

WHEREAS, the Code Enforcement Officer provided invoices as certification of all costs associated with the above-described work performed in order that the monies expended to pay outside vendors to perform the services at these properties could be charged against the respective properties as more fully set forth below;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Berlin that it hereby authorizes, approves and ratifies the assessment of municipal charges and/or liens on the following properties as of the date first noted below in accordance with the certified costs provided by the Code Enforcement Officer as described above, and further resolves that these amounts shall forthwith become a lien on such lands as provided for herein:

<u>Property: Block/Lot</u>	<u>Date Charged</u>	<u>Amount</u>	<u>Reason</u>
215 Fourth Ave. B-613 L-4.01	6/13/22	\$75.00	lawn care

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BE IT FURTHER RESOLVED, that each of the above-referenced charges and/or liens shall be filed with and shall remain on file with the Tax Office until payment in full thereof, including any penalties and/or interest that may accrue thereon; and

BE IT FURTHER RESOLVED, that all unpaid liens authorized herein shall bear interest at the same rate allowed for unpaid taxes and shall be collected and enforced in the same manner as unpaid taxes and further that the Tax Collector is further authorized to subject same to Tax Sale in the calendar year next following the date thereof in accordance with the Tax Sale Law; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be provided to the Township Tax Collector and said Resolution, together with all invoices evidencing certification of costs expended for said work, shall be filed with and/or shall remain on file with the Township Tax Collector until said charges are paid the lien is released in the matter required by law.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-108. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2022-109 RESOLUTION FOR PLACE TO PLACE TRANSFER,
EXTENSION OF PREMISES ON LIQUOR LICENSE FOR WOLFJOHN LLC,
VICTORY LANE.**

WHEREAS, an application has been filed for a place- to place transfer of Plenary Retail Consumption License 0406-33-006-010, for the purpose of expanding the premises under license wherein the sale, service and storage of alcoholic beverages are authorized: and

WHEREAS, the submitted application form is completed in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of Berlin does hereby approve, effective June 13, 2022 the expansion of the aforesaid Plenary Retail Consumption Licensed premises located at 795 Route 73 South, West Berlin NJ 08091 to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto.

Motion by Councilman Epifanio , second by Council President Bodanza to adopt resolution 2022-109. Resolution adopted by call of the roll, five members present voting in the affirmative.

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RESOLUTION 2022-110 GRANTING RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSE.

WHEREAS, the following persons, corporations and individuals have filed applications with the Township of Berlin, County of Camden, New Jersey, for the renewal of their Plenary Retail Distribution License for the year commencing July 1, 2022 and ending June 30, 2023;

<u>CONTROL NUMBER</u>	<u>NAME</u>	<u>T/A</u>
0406-44-002-009	BZBL, Inc. Rte. 73 and Minck Ave. W. Berlin, NJ 08091	The Wine Shop

WHEREAS, the application of the above named individual or corporation has been examined by the Mayor and Council and has been found to be in proper order; and

WHEREAS, the proper fees have been paid to the Township of Berlin,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the license be and is hereby granted renewal of Plenary Retail Distribution License and the Township Clerk is hereby authorized and directed to issue the new license for the year commencing July 1, 2022 and ending June 30, 2023.

Motion by Councilman Epifanio , second by Council President Bodanza to adopt resolution 2022-110. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-111 GRANTING RENEWAL OF CLUB LICENSE.

<u>CONTROL NUMBER</u>	<u>NAME</u>	<u>T/A</u>
0406-31-011-001	Son's of Italy Mario Lanza Lodge 2308 153 Haddon Avenue W. Berlin, NJ 08091	Sons of Italy

WHEREAS, the application of the above named individual or corporation has been examined by the Mayor and Council and has been found to be in proper order; and

WHEREAS, the proper fees have been paid to the Township of Berlin,

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NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the license be and is hereby granted renewal of Club License, and the Township Clerk is hereby authorized and directed to issue the new license for the year commencing July 1, 2022 and ending June 30, 2023.

Motion by Councilman Epifanio , second by Council President Bodanza to adopt resolution 2022-111. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-112 GRANTING RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES.

WHEREAS, the following persons, corporations and individuals have filed applications with the Township of Berlin, County of Camden, New Jersey, for the renewal of their Plenary Retail Consumption License for the year commencing July 1, 2022 and ending June 30, 2023;

CONTROL NUMBER	NAME	T/A
0406-33-003-006	Erin Court, LLC 588 Route 73 W. Berlin, NJ 08091	Otts Green Tops
0406-33-001-005	MPG Inc. 103 Route 73 W. Berlin, NJ 08091	The New Palace Diner
0406-33-005-013	Filomena II Inc. 13 Crosskeys Road W. Berlin, NJ 08091	Filomena II
0406-33-006-010	WolfJohn LLC 795 South Route 73 W. Berlin NJ 08091	Victory Sports Bar & Grill
0406-33-004-006	Magic of Volcano 461 Route 73 North W. Berlin NJ 08091	Volcano Steak and Sushi

WHEREAS, the application of the above named individuals or corporations has been examined by the Mayor and Council and has been found to be in proper order; and

WHEREAS, the proper fees have been paid to the Township of Berlin,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the licenses be and is hereby granted renewal of Plenary Retail Consumption

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license, and the Township Clerk is hereby authorized and directed to issue the new license for the year commencing July 1, 2022 and ending June 30, 2023.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-112 Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-113 RESOLUTION AWARDING A CONTRACT FOR THE REPLACEMENT ROOF ON THE OFFICE AND GARAGE BUILDING AT THE PUBLIC WORKS COMPLEX.

WHEREAS, the Township of Berlin desires to enter into a contract for the replacement of a roof on the office and garage building at the public works complex; and

WHEREAS. It Is the Township Engineer's recommendation to consider awarding a contract to the lowest bidder, Sky General Construction, LLC Patterson New Jersey for the Base Bid and Alternate Bid Number 1 for the total bid amount of \$37,320.00.; and

NOW, THEREFORE BE IT RESOLVED. by the Mayor and Council of the Township of Berlin, hereby authorizes the Mayor to sign the contract with Sky Construction for the replacement roof for the office and garage building at the public works complex conditional upon the following:

- 1) The shingle roof system must be installed by a GAF Master Elite roofing contractor and the warranty shall be a GAF Silver Pledge Limited Warranty or the equivalent contractor certification and warranty from the manufacturer of an equivalent roof shingle system.
- 2) Review and approval of the bids and bidding process by the Township Solicitor.
- 3) Certification of the allocation of the necessary funds by the Township Chief Financial Officer.
- 4) All other necessary documents be provided conditional upon award, which are determined to be necessary by the Governing Body

Motion by Council President Bodanza, second by Councilman Epifanio to adopt resolution 2022-113. Resolution adopted by call of the roll, five members present voting in the affirmative.

JUNE 13, 2022

**RESOLUTION 2022-114 APPROVAL TO SUBMIT A GRANT APPLICATION
AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY
DEPARTMENT OF TRANSPORTATION FOR FY 2023 FOR
THE IMPROVEMENTS OAK AVENUE, TAUNTON AVENUE AND MT.
VERNON AVENUE.**

NOW, THEREFORE, BE IT RESOLVED that Mayor and Council of the Township of Berlin formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2023-Oak, Taunton and Mt. Vernon Avenues Improvements-00393 to the New Jersey Department of Transportation on behalf of the Township of Berlin.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Berlin and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-114. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-115 PAYMENT OF BILLS – JUNE 13, 2022

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:

JUNE 13, 2022

<u>TO</u>	<u>Check #</u>	<u>ACCOUNT</u>	<u>AMOUNT</u>
Cintas Corporation	39506	2-01-26-310-2032	930.00
Ron Silvestro	39510	2-01-25-240-2130	120.00
KC Sign & Awning	39509	G-02-40-786-0998	38,039.70
South Jersey Gas	39512	2-01-31-435-2071	1,829.89
South Jersey Gas	39512	2-07-55-502-2071	253.48
Atlantic City Electric	39504	2-01-31-435-2071	4,672.12
Atlantic City Electric	39504	2-07-55-502-2071	1,641.94
Atlantic City Electric	39504	2-01-31-435-2075	19,014.54
Verizon Communications	39514	2-01-25-240-2028	129.00
Ricoh, USA	39511	2-01-20-130-2023	523.00
Great American Services Corp	39508	2-01-20-145-2022/3	560.00
Comcast	39507	2-01-26-310-2020	156.57
Verizon	39513	2-01-31-440-2076	1,600.13
At&T Mobility	39505	2-01-31-440-2076	608.62
Verizon Wireless	39516	2-01-25-240-2028	266.18
Verizon Communications	39515	2-01-20-120-2105	163.57
Verizon Communications	39515	2-01-31-443-2077	64.99
State of Jersey Health Benefits – May 2022 (A)		2-01-23-220-2092	62,256.01
		2-01-23-220-2092	11,436.15
State of Jersey Health Benefits – May 2022 (R)		2-01-23-220-2092	51,257.36
Payroll, Current Fund		5/20/2022	130,334.72
Payroll, Sewer Operating Fund		5/20/2022	7,989.72
Payroll, Open Space		5/20/2022	4,550.13
Payroll, Animal Control		5/20/2022	302.47
Payroll, Police Outside Employment		5/20/2022	1,090.32
Payroll, Current Fund		6/3/2022	138,197.11
Payroll, Sewer Operating Fund		6/3/2022	7,745.33
Payroll, Open Space		6/3/2022	4,608.10
Payroll, Animal Control		6/3/2022	302.47
Payroll, Police Outside Employment		6/3/2022	969.75
Payroll, Accumulated Absence Reserve		6/3/2022	36,446.18
			<u>\$ 528,059.55</u>

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-115. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-116 RESOLUTION AUTHORIZING THE TOWNSHIP OF BERLIN AND THE BOROUGH OF SOMERDALE TO ENTER INTO A JOINT PURCHASING AGREEMENT FOR AN ASPHALT HOT PATCH DUMP TRAILER THROUGH OR WITHIN STATE COOP.

JUNE 13, 2022

WHEREAS, the Township of Berlin and the Borough of Somerdale wishes to enter into a joint purchase for an Asphalt Hot Patch Dump Trailer; and

WHEREAS, Township of Berlin will be the Lead Agency for this purchase.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Berlin that they proceed with entering into a joint purchase agreement with Somerdale for an Asphalt Hot Patch Dump Trailer and that the Mayor is hereby authorized to sign the purchasing agreement contingent upon the solicitor review.

Motion by Councilman Epifanio , second by Council President Bodanza to adopt resolution 2022-116. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-117 RESOLUTION REQUESTING THE RELEASE OF A CASH PERFORMANCE GUARANTEE FOR STREET IMPROVEMENT FOR WESTERBY SUBDIVISION LOCATED AT 186 BISHOP AVENUE, BLOCK 601 LOT 13.01.AND THE POSTING OF A MAINTENANCE BOND.

WHEREAS, a request has been made from William Westerby, for the release of a Cash Performance Guarantee in the amount of \$5,882.40 for the Subdivision Street Improvement for 186 Bishop Avenue block 601 Lot 13.01 and the posting of a maintenance bond in the amount of \$735.30.; and

WHEREAS, the Engineer has recommended that the Township grant the request for the release of the cash performance guarantee and any remaining escrow monies contingent upon outstanding vouchers be paid in full and the posting of a two-year Maintenance Bond.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin, Camden County, New Jersey, that the request for the release of cash Performance Bond in the amount of \$5,882.40 is hereby granted with the conditions stated above.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-117. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-118 AUTHORIZING THE PARTICIPATION IN THE EMERGENCY MAINTENANCE REPAIRS AND MODIFICATION OF INFRASTRUCTURE FACILITIES (ROAD, STORM, SANITARY & UTILITY)

JUNE 13, 2022

**PROGRAM FOR UP TO 36 MONTHS UNDER THE CHERRY HILL
COOPERATIVE PRICING SYSTEM IDENTIFIER #37-CHCPS**

WHEREAS Berlin Township has received approval from the State to enter into Cherry Hill Cooperative pricing system as of April 26, 2022; and

NOW, BE IT RESOLVED. by the Mayor and Council of the Township of Berlin, hereby authorizes Berlin Township to participate in the Emergency Maintenance Repairs and Modification of Infrastructure Facilities Program through the Cherry Hill Cooperative Pricing System.

Motion by Councilman Epifanio , second by Council President Bodanza to adopt resolution 2022-188. Resolution adopted by call of the roll, five members present voting in the affirmative.

Business Approvals

- 1) **Spayce Intregrated LLC, Scott Hampton**, 245 Old Egg Harbor Road. Cabinetry Refinishing.

Motion by Council President Bodanza, second by Councilman Epifanio to approve the Mercantile License above. Mercantile Licenses approved by call of the roll, five members present voting in the affirmative.

- 2) **Export Contracting Inc. Michael C. Tait**, 404 Bloomfield Drive unit #1. Office and warehouse for solar electric contractor and installer.

Motion by Council President Bodanza, second by Councilman Epifanio to approve the Mercantile License above. Mercantile Licenses approved by call of the roll, five members present voting in the affirmative.

- 3) **Bovio Rubino Services LLC, Brian Bovio**, 228 Haddon Avenue. Plumbing offices with parts and supply storage. Parking for Bovio Rubino service vehicles.

Motion by Council President Bodanza, second by Councilman Epifanio to approve the Mercantile License above. Mercantile Licenses approved by call of the roll, five members present voting in the affirmative.

- 4) **Beast up Academy LLC, Melik D. Brown**, 110 Cushman Avenue. Fitness Training Facility.

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Motion by Council President Bodanza, second by Councilman Epifanio to approve the Mercantile License above. Mercantile Licenses approved by call of the roll, five members present voting in the affirmative.

- 5) **Go Events, Frank Catrambone**, 409 Bloomfield Drive Unit #3. Office and warehouse for an event company.

Motion by Council President Bodanza, second by Councilman Epifanio to approve the Mercantile License above. Mercantile Licenses approved by call of the roll, four members present voting in the affirmative, Councilman Epifanio abstained.

- 6) **URP Berlin LLC, David M. Goldman**, 160 Cooper Road, Metal Wall Fabrication business.

Motion by Council President Bodanza, second by Councilman Epifanio to approve the Mercantile License above. Mercantile Licenses approved by call of the roll, five members present voting in the affirmative.

- 7) **Vanguard Medical LLC, Vito Morgese**, 401 Bloomfield Drive Unit 1. Medical Equipment Distributor.

Motion by Council President Bodanza, second by Councilman Epifanio to approve the Mercantile License above. Mercantile Licenses approved by call of the roll, five members present voting in the affirmative.

- 8) **Acelero Learning, Stephanie L. Dupree**, 240 Cushman Avenue, Pre-school serving children 3-5 years of age.

Motion by Council President Bodanza, second by Councilman Epifanio to approve the Mercantile License above. Mercantile Licenses approved by call of the roll, five members present voting in the affirmative.

Approval of May 9, 2022 Meeting Minutes.

Motion by Council President Bodanza second by Councilman Reid to approve the Meeting Minutes for May 9, 2022. Motion carried by voice vote, five members present voting in the affirmative.

Approval of the Consent Agenda for June 2022.

Motion by Councilman Epifanio, second by Council President Bodanza to approve the Consent Agenda for June 2022. Motion carried by voice vote, five members present voting in the affirmative.

Approval of the Correspondence Calendar for May 2022.

Motion by Councilman Reid, second by Council President Bodanza to approve the

JUNE 13, 2022

Correspondence Calendar for May 2022. Motion carried by voice vote, five members present voting in the affirmative.

All other Business

1) Community Camp Out June 18, 2022

Public Portion

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

Montebello resident at Piedmont BLVD asked the Engineer what happens when you call a bond and how long does this process take.

Engineer responded that to call a performance bond, someone comes in and completed the project. How long does this process take tends to be a lengthy process, but at times when attorneys do get involved it seems to move it forward sooner.

Montebello Resident at Seville Court aske if any action can take place tonight instead of the next meeting to call in the bond.

Township Solicitor, Justin Strasser remarked that we should all of our information and facts together before we take action.

Motion by Councilman Epifanio second by Council President Bodanza to close the meeting to the public. Motion carried by voice vote, all present voting in favor. Mayor Magazzu closed the meeting to the public.

Adjourn

Motion by Council President Bodanza, second by Councilman Reid to adjourn the meeting at 6:10 pm. Motion carried by voice vote, all members voting in the affirmative. Meeting adjourned 6:10 pm