

DECEMBER 19, 2022

**MEETING OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF BERLIN,
CAMDEN COUNTY, NEW JERSEY AT BERLIN TOWNSHIP MUNICIPAL HALL
DECEMBER 19, 2022**

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 McHenry, Councilman Ried.

Also Present- Solicitor, Christopher, Norman, CFO, Alex Davidson, Chief of Police, Louis Bordi Property Maintenance / Animal Control, Josh Shellenberger

Absent- Township Engineer / Public Works Director, Chuck Riebe

Departmental Reports

Nothing new to report at this time

**SECOND READING PUBLIC HEARING READING ORDINANCE 2022-11 AN
ORDINANCE FIXING AND DETERMINING SALARY RANGES FOR THE
OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF BERLIN, COUNTY OF
CAMDEN, NEW JERSEY.**

BE IT ORDAINED by the Mayor and Council of the Township of Berlin, Camden County, New Jersey as follows:

SECTION 1: That the following named officers and employees of the Township of Berlin, Camden County, New Jersey shall be paid within the following salary ranges for the calendar year 2023 as follows:

	ANNUAL SALARY RANGE (Except as Noted)	
	DECEMBER 19, 2022	
POSITION	FROM	TO
Mayor	\$0.00	\$58,800.00
President of Council	\$0.00	\$10,900.00
Councilperson	\$0.00	\$8,100.00
Township Clerk	\$0.00	\$78,300.00
Coordinator on Aging/Disabled	\$0.00	\$700.00
Chief Financial Officer (Shared Service)	\$0.00	\$32,800.00
Finance Clerk (Part-time)	\$0.00 per hour	\$20.00 per hour
Finance Clerk (Full-time)	\$0.00	\$42,300.00
Tax Collector	\$0.00	\$68,000.00
Tax/Sewer Clerk	\$0.00	\$41,200.00
Tax Assessor	\$0.00	\$25,800.00
Director of Public Works/Township Engineer w/C-2 Wastewater License	\$0.00	\$184,400.00
Building Custodian/Property Maintenance/Zoning Officer/Board of Health Inspector	\$0.00	\$56,700.00
Construction Code Official/Building Inspector	\$0.00	\$34,600.00
Electrical Sub Code Official/Electrical Inspector	\$0.00	\$14,000.00
Emergency Management Coordinator	\$0.00	\$3,200.00
1st Deputy Emergency Management Coordinator	\$0.00	\$600.00
Prosecutor	\$0.00	\$13,800.00
Deputy Public Works Director	\$0.00	\$84,500.00
Recreation Coordinator (Not to exceed 10 hours per week)	\$0.00 per hour	\$16.50 per hour
Recreation Coordinator/Special Events	\$0.00	Minimum wage
Librarian	\$0.00	\$16.50 per hour
Municipal Judge	\$0.00	\$26,600.00
Municipal Court Administrator	\$0.00	\$77,300.00
Animal Control Officer	\$0.00 per month	\$600.00 per month
Assistant Township Clerk (w/Registrar Certification)	\$0.00	\$42,300.00
Engineering Technician	\$0.00	\$63,400.00
Public Works/Engineering Clerk	\$0.00	\$42,300.00
Administrative Secretary to Land Use (With Registrar Certification)	\$0.00	\$59,800.00
Fire Sub-Code Official	\$0.00	\$8,000.00
Plumbing Inspector	\$0.00	\$6,400.00
Property Maintenance Inspector - PT (not to exceed 8 hours per week)	\$0.00 per hour	\$18.02 per hour
Police Department - Clerk Typist	\$0.00	\$42,300.00
Crossing Guards	\$0.00 per hour	\$16.50 per hour

DECEMBER 19, 2022

Temporary Clerk Typist	\$0.00 per hour	\$16.50 per hour
Emergency Event Temporary Public Works Laborer	\$0.00 per hour	\$25.50 per hour
Emergency Event Temporary Mechanic	\$0.00 per hour	\$30.00 per hour
Bus Driver	\$0.00 per hour	\$25.00 per hour
Clerk Typist - PT to Include Library Clerk	\$0.00 per hour	\$16.50 per hour
Deputy Court Administrator	\$0.00	\$42,300.00
Court Recorder Operator	\$0.00 per Court	\$87.00 per Court
Temporary Court Assistant	\$0.00 per court	\$125.00 per Court
Sewer Clerk	\$0.00	\$5,200.00
Student Clerk Typist	Minimum wage	Minimum wage
Chief of Police	\$0.00	\$140,000.00
Lieutenants of Police	\$0.00	\$111,500.00
Sergeants of Police	\$0.00	\$106,000.00
Date of Hire without Certification	\$0.00	\$36,600.00
Date of Hire with Certification or Police Academy Graduation	\$0.00	\$50,200.00
Beginning of Second Year	\$0.00	\$53,900.00
Beginning of Third Year	\$0.00	\$58,200.00
Beginning of Fourth Year	\$0.00	\$65,600.00
Beginning of Fifth Year	\$0.00	\$72,900.00
Beginning of Sixth Year	\$0.00	\$80,200.00
Beginning of Seventh Year	\$0.00	\$87,500.00
Beginning of Eighth Year	\$0.00	\$99,300.00
PT Class II SLEO Officer	\$0.00 per hour	\$32.00 per hour
PT Class II SLEO Officer (School Security)	\$0.00 per hour	\$40.00 per hour
Traffic & Other Services	\$0.00 per hour	\$75.00 per hour
Traffic & Other Services (Township Projects)	\$0.00 per hour	\$50.00 per hour
Employees of Public Works Department	\$0.00 per hour	\$40.00 per hour
Employees of Public Works Department (Temporary)	\$0.00 per hour	\$25.00 per hour
Sewer Department Standby	\$0.00 per month	\$225.00 per month
Special Assignments Stipend	\$0.00	\$12,000.00

Motion by Council President Bodanza, 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 on Ordinance 2022-11

No comments were to be heard.

Motion by Council President Bodanza second by Councilman Reid 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 on Ordinance 2022-11

DECEMBER 19, 2022

Motion by Council President Bodanza second by Councilman Epifanio to adopt Ordinance 2022-11. Ordinance approved by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-174 RESOLUTION APPROVING SUBMISSION OF APPLICATION FOR YEAR 3 - NEIGHBORHOOD PRESERVATION PROGRAM TOWNSHIP OF BERLIN.

WHEREAS, the Township of Berlin desires to apply for and obtain a grant from the State of New Jersey Department of Community Affairs for \$125,000 to carry out a project to undertake the Year 3 revitalization of the Old West Berlin Neighborhood and the Haddon Avenue Business District through the Neighborhood Preservation Program.

BE IT THEREFORE RESOLVED, that the Township of Berlin does hereby authorize the application for such a grant; and upon receipt of the grant agreement from State of New Jersey Department of Community Affairs, does further authorize the execution of the agreement; and also, upon receipt of the full executed agreement from the Department of Community Affairs, does further authorize the expenditure of funds pursuant to the terms of said agreement between the Township of Berlin and the State of New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED, that the persons whose names, titles and signatures appear below are authorized to sign the application, the agreement, and any other documents in connection therewith.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-174. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-175 RESOLUTION CANCELING OUTSTANDING CHECKS.

WHEREAS, there exists a prior year outstanding check on the books in the General Capital Fund; and

WHEREAS, the outstanding check has been investigated and it has been determined it should be canceled;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the following outstanding check listed be and is hereby canceled:

DECEMBER 19, 2022

<u>Date</u>	<u>Check Number</u>	<u>Vendor</u>	<u>Amount</u>
Current Fund:			
12/14/2021	39175	XTel Communications	\$ 522.60
Trust Other Fund:			
11/23/2021	4106	Pet Smart	\$ 235.96

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-175. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-176 AUTHORIZING APPROPRIATION TRANSFERS.

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

BE IT RESOLVED by the Mayor and Council of the Township of Berlin, County of Camden, New Jersey, that transfers between CY2022 Budget Appropriations be made as follows:

Account Number	Description	Transfer In	Transfer Out
20-120	Township Clerk SW	\$2,000	
25-260	Aid to Ambulance	\$31,000	
26-510	NJPDES SW	\$10,000	
23-220	Group Insurance	_____	\$43,000
	Current Fund Total	_____	_____
		\$43,000	\$43,000

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-176. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-177 THE CONFIRMING OF THE OFFICIAL TAX SALE.

DECEMBER 19, 2022

PURSUANT to New Jersey State Statute, N.J.S.A. 54:5-41 the following is a listing of the results of the official Berlin Township Tax Sale held on October 19, 2022 at 10:30 AM of that day in Berlin Township Court Room:

<u>BLOCK/LOT(S)/QUAL</u>	<u>PURSHASER</u>		<u>%BID/PREMIUM</u>	<u>AMOUNT</u>
102-9	Actlien Holding LLC 907	#	15,500	7138.62
613-4.01	Actlien Holding LLC 907	#	33,300	2735.93
207-12	PRO CAP 8 FBO Firstrust Bank 908	#	1800	350.53
807-20	PRO CAP 8 FBO Firstrust Bank 908	#	2100	381.99
824-8	PRO CAP 8 FBO Firstrust Bank 908	#	1700	167.57
827-5	PRO CAP 8 FBO Firstrust Bank 908	#	2500	639.22
1410-3	PRO CAP 8 FBO Firstrust Bank 908	#	1500	5362.67
1414-3	PRO CAP 8 FBO Firstrust Bank 908	#	1700	544.83
1810-17	PRO CAP 8 FBO Firstrust Bank 908	#	1800	498.97
2301-2-C8	PRO CAP 8 FBO Firstrust Bank 908	#	11700	5553.28
1814-3	DSHC Enterprises, LLC 927	#	18%	1911.16

DECEMBER 19, 2022

1903-2	DSHC Enterprises, LLC 927	#	1800	276.01
1308-40.02	Evolve Bank & Trust 943	#	16500	3273.22
1404-9	Evolve Bank & Trust 943	#	14100	3376.34
601-20	FIG 20 LLC SEC PTY 994	#	3000	4618.70
601-29	FIG 20 LLC SEC PTY 994	#	1700	324.65
602-15.01	FIG 20 LLC SEC PTY 994	#	3000	1152.39
612-1.02	FIG 20 LLC SEC PTY 994	#	2400	1129.63
1302-7	FIG 20 LLC SEC PTY 994	#	2900	1675.32
1303-4	FIG 20 LLC SEC PTY 994	#	3000	1628.62
1307-26	FIG 20 LLC SEC PTY 994	#	3000	1474.02
1310-2.03	FIG 20 LLC SEC PTY 994	#	2300	876.94
1408-2	FIG 20 LLC SEC PTY 994	#	2400	858.15
2301-1.04	FIG 20 LLC SEC PTY 994	#	3000	1218.64

TOTAL COLLECTED FOR DELINQUENT CHARGES - \$ 47,167.40

DECEMBER 19, 2022

TOTAL PREMIUM COLLECTED - \$ 132,700.00

Submitted and Prepared by Dana O'Hara, CTC for the December 19, 2022 Meeting

It is hereby certified that the foregoing is a true and correct copy of a resolution duly adopted by the Mayor and Council of the Township of Berlin at a meeting held on December 19, 2022.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-177. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-178 LIST OF UNCOLLECTIBLE TAXES.

To the Mayor and Council to the Township of Berlin:

I hereby submit to you a list of taxes, which in my opinion are uncollectible. I give the reasons why I deem them uncollectible, and I request that same be remitted and that I be relieved of the collection thereof as required by Revised Statutes of New Jersey, 1937, Title 54, Chapter 4.

**Dated: December 19, 2022
Dana O'Hara, CTC - Tax Collector**

NAME	BLOCK/LOT	YEAR	AMOUNT	REASON
Irving Kriesberg Estate 2023 Foundation, Inc Charitable	2301-11-C0014	2023	1,479.55	Exempt for Qualifies as Non-Profit As per NJSA 54:4-3.6
			\$1,479.55	TOTAL to Feb & May 2023

By resolution of the Mayor and Council of the Township of Berlin, the taxes listed above have been ordered remitted and the Collector relieved thereof.

DECEMBER 19, 2022

It is hereby certified that the above is a true and correct copy of a Resolution duly adopted by the Mayor and Council of the Township of Berlin at a meeting held 19th day of December 2022.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-178. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2022-179 RESOLUTION OF THE TOWNSHIP OF BERLIN
AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO
LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE.**

WHEREAS, the Township of Berlin has determined that the property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, the **Township of Berlin** intends to utilize the online auction services of GovDeals located GovDeals.com; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9,

NOW, THEREFORE, BE IT RESOLVED by the Township of Berlin in the County of Camden, State of New Jersey, that the Township of Berlin is hereby authorized to sell the surplus personal property as indicated on Schedule A on an online auction website entitled **GovDeals.com**; and be it further

RESOLVED, that the terms and conditions of the agreement entered into between GovDeals and the Township of Berlin are available at GovDeals.com and in the Township of Berlin Clerk's office; and be it further

RESOLVED, that a certified copy of the Resolution will be available for review at the Township of Berlin Clerks Office.

DECEMBER 19, 2022

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-179. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2022-180 RESOLUTION CONFIRMING
AUTHORIZING TRANSFER OF OVERPAYMENTS FROM 2022 CURRENT
YEAR FINAL HALF TAX TO 2023 PRELIMINARY YEAR TAX.**

WHEREAS, payments for real estate taxes were made on the following parcels and after processing created overpayment credits, and;

WHEREAS, the following property(s) now have an overpayment for the current year and it has been requested by the owner and/or mortgage company responsible for payment of said taxes that the overpayment be transferred to the preliminary 2023 year taxes, since already billed, and;

WHEREAS, the following are the details of the credit amounts which have been transferred:

Block/Lot	Name	Amount
101-6	HAFTEL Lawrence E & Janice M	0.01
519-5	DRAGANI John	937.94
601-17	SCHMIDT John	5.00
605-4	LOPER Erica	0.02
1002-2-C7	COLONNA Frank	0.32
1304-23	RKING PATERSON PROPERTY LLC	23.29
1306-12	RIVERA Julio Jr & Janet	1215.66
1802-21	SIDDALL Timothy & Lisa	560.00
1803-17	GARCIA Joseph M & Marissa M	0.01
1902-6	DURHAM Ward B & Donna	0.01
2501-11	HANDZA Thomas J & Cecelia M	0.01

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the credits totaling two thousand seven hundred forty-two dollars and twenty-seven cents \$ 2742.27 be transferred from the 2022 current tax to preliminary 2023 tax year on the above mentioned properties.

Submitted for the December 19, 2022 meeting.

Dana O'Hara, CTC – Tax Collector

DECEMBER 19, 2022

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-180. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-181 APPROVING AND AUTHORIZING A DISCHARGE OF LIEN AS A RESULT OF PAYMENT SATISFIED ON REAL PROPERTY FOR NECESSARY MAINTENANCE WORK PERFORMED.

To the Mayor and Council to the Township of Berlin:

WHEREAS, the property owner or responsible party failed to take appropriate action as required in the Violation Notices; the Code Enforcement Officer placed a work order with outside vendors on the properties and provided an invoice as certification of all costs associated with the work performed pursuant to Chapter 280-6 and pursuant to Chapter 280-7 the monies expended to pay outside vendors to perform the services at these properties have been charged against the property; and pursuant to Chapter 280-8 forthwith became a lien on such lands and was filed with the Tax Office; said lien to be discharged by the Tax Collector upon payment.

WHEREAS, the Tax Collector has confirmed receipt of payment for the liens against the following properties representing maintenance work performed; the maintenance liens against the following properties have been discharged, as follows:

Special Charge #:	Property:	AMOUNT	DATE PAID
PM21-006	250 Fairview Ave.	\$ 75.00	10/19/2022
PM21-008	250 Fairview Ave.	\$ 75.00	10/19/2022
PM21-011	250 Fairview Ave.	\$ 575.00	10/19/2022
PM21-017	250 Fairview Ave.	\$ 75.00	10/19/2022
PM21-018	250 Fairview Ave.	\$ 75.00	10/19/2022
PM21-021	215 Fourth Ave.	\$ 325.00	10/19/2022
PM21-022	250 Fairview Ave.	\$ 250.00	10/19/2022
PM22-009	240 Centaurian Drive	\$ 90.00	10/04/2022

Submitted for December 19, 2022 Meeting Dana O'Hara, CTC - Tax Collector

By resolution of the Mayor and Council of the Township of Berlin, for the reasons set forth hereinabove, it hereby approves and authorizes said liens against said properties pursuant to Chapter 280-7 of the Code of the Township of Berlin hereby discharged.

BE IT FURTHER RESOLVED, This Resolution shall take effect immediately upon adoption.

DECEMBER 19, 2022

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-181. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-182 RESOLUTION TO RELEASE PERFORMANCE BOND FOR JIFFY LUBE MULT-CARE SERVICES AND THE POSTING OF A MAINTENANCE BOND.

WHEREAS, Jiffy Lube located at 500 Route 73 North Block 903 Lot 19 has requested the release of their Performance Bond #GM205782, for site improvements in the amount of \$52,714.40; and

WHEREAS, the Engineer has recommended that the Township grant the release of their Performance Bond, conditional upon the posting of a two-year Maintenance Bond simultaneous in the amount of \$18,297.67; and.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the request for the release of the Performance Bond # GM205782 in the amount of \$52,714.40 and the posting of Maintenance Bond in the amount of \$18,297.67 for Jiffy Lube located at 500 Route 73 North is hereby granted.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-182. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-183 A RESOLUTION RESCINDING RESOLUTION 2022-159 FOR THE LEASE OF JIFFY LUBE MULTI-CAR SERVICE MAINTENANCE BOND.

WHEREAS on October 24, 2022 the Mayor and Council of the Township of Berlin had approved resolution 2022-159 to release a maintenance bond for Jiffy Lube Multi-Care service in the amount of \$10,371.00: and

WHEREAS, an error had been made in releasing the 2- year maintenance prior to November 30, 2023 date of expiration; and

WHEREAS, the Engineer recommends that the Governing Body rescind resolution 2022-159 until the date of expiration on the maintenance bond, November 30, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that resolution 2022-159 is hereby rescinded.

DECEMBER 19, 2022

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-183. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-184 RESOLUTION CONFIRMING THE AUTHORIZATION OF THE REDUCTION OF SEWER CHARGES FOR 2023 ANNUAL SEWER RENTS BLOCK 1101 LOT 17 - 160 COOPER ROAD.

WHEREAS, the owner of the above property, Resintech Realty Associates, LLC has requested a reduction in sewer charges as his business' main location has relocated and the existing tenant's water usage has been monitored and is now significantly less, and;

WHEREAS, Resintech Realty Associates, LLC has paid all sewer charges through 12/31/2022 at the prior rate, and;

WHEREAS, the new rate has been calculated, based on the classification as an industrial property, square footage, and includes the house on the hill, known as 401 Lenz Lane, which is connected to the above referenced property. Sewer rates are reviewed and subject to change: and

WHEREAS the Tax Collector has reviewed and recommends the reduction in sewer charges.

THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berlin that a reduction be made for the upcoming annual sewer rates to reflect 20 ½ units, therefore reducing the quarterly amount to \$1,665.64.

Submitted by Dana OHara, CTC, Tax Collector for the December 19, 2022 meeting.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-184. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-185 CONFIRMING LIST OF UNCOLLECTIBLE TAXES

To the Mayor and Council to the Township of Berlin:

I hereby submit to you a list of taxes, which in my opinion are uncollectible. I give the reasons why I deem them uncollectible, and I request that same be remitted and that I be relieved of the collection thereof as required by Revised Statutes of New Jersey, 1937, Title 54, Chapter 4.

DECEMBER 19, 2022

Dated: December 14, 2022
Dana O'Hara, CTC - Tax Collector

NAME	BLOCK/LOT	YEAR	AMOUNT	REASON
Catherine Conway	1308-10	2022	250.00	Senior Citizen
			\$ 250.00	TOTAL to
			November 2022	

By resolution of the Mayor and Council of the Township of Berlin, the taxes listed above have been ordered remitted and the Collector relieved thereof.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-185. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-186 LIST OF UNCOLLECTIBLE TAXES DUE BACK FROM STATE.

To the Mayor and Council to the Township of Berlin:

I hereby submit to you a list of taxes, which in my opinion are uncollectible. I give the reasons why I deem them uncollectible, and I request that same be remitted and that I be relieved of the collection thereof as required by Revised Statutes of New Jersey, 1937, Title 54, Chapter 4.

Prepared by: Dana O'Hara, CTC

NAME	DESCRIPTION	YEAR	AMOUNT	REASON
Joann P. Hedden	601-28	2023	250.00	Senior Citizen
Robert Lilly	1308-1	2023	250.00	Senior Citizen
			\$500.00	TOTAL to
			November 2023	

By resolution of the Mayor and Council of the Township of Berlin, the taxes listed above have been ordered remitted and the Collector relieved thereof.

DECEMBER 19, 2022

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-186. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-187 CONFIRMING LIST OF UNCOLLECTIBLE TAXES.

To the Mayor and Council to the Township of Berlin:

I hereby submit to you a list of taxes, which in my opinion are uncollectible. I give the reasons why I deem them uncollectible, and I request that same be remitted and that I be relieved of the collection thereof as required by Revised Statutes of New Jersey, 1937, Title 54, Chapter 4.

**Dated: December 19, 2022
Dana O'Hara, CTC - Tax Collector**

NAME	YEAR	BLOCK/LOT	AMOUNT	REASON
Frank Reid	2022	622-5	250.00	Veteran – Allowed 2022
Jeffrey B Warrington	2022	1804-18	250.00	Veteran – Allowed 2022
William E Mercer	2022	1309-9.02	250.00	Veteran – Allowed 2022
Paul L Ross	2022	1406-2	250.00	Veteran – Allowed 2022

\$ 1000.00 TOTAL to Nov 2022

Submitted for December 19, 2022 meeting.

By resolution of the Mayor and Council of the Township of Berlin, the taxes listed above have been ordered remitted and the Collector relieved thereof.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-187. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-188 CONFIRMING AUTHORIZING TRANSFER OF OVERPAYMENTS FROM 2022 CURRENT YEAR FINAL HALF TAX TO 2023 PRELIMINARY YEAR TAX.

WHEREAS, after the approval of veteran deductions the payments for real estate taxes made on the following parcels resulted in overpayment credits, and;

DECEMBER 19, 2022

WHEREAS, the following property(s) now have an overpayment for the current year and it has been requested by the owner and/or mortgage company responsible for payment of said taxes that the overpayment be transferred to the preliminary 2023 year taxes, since already billed, and;

WHEREAS, the following are the details of the credit amounts which have been transferred:

Block/Lot	Name	Amount
622-5	REID Frank C	250.00
1406-2	ROSS Paul L	250.00
1804-18	WARRINGTON Jeff	250.00
1309-9.02	MERCER William E	250.00

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Berlin that the credits totaling one thousand dollars \$ 1000.00 be transferred from the 2022 current tax to preliminary 2023 tax year on the above mentioned properties.

Submitted for the December 19, 2022 meeting.
Dana O’Hara, CTC – Tax Collector

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.

RESOLUTION 2022-189 RESCINDING PRIOR RESOLUTION AUTHORIZING CANCELLATION AND REFUND OF UNCOLLECTIBLE TAXES FOR BLOCK 903 LOT 21.

WHEREAS, on June 29, 2022, the Department of Veterans Affairs disclosed that the service-connected disability was totally disabling for Serafin Torres. A 100% permanent and total evaluation was assigned in accordance with the Veterans Affairs Rating Schedule and per N.J.S.A. 54:4-3.30 et seq, and;

WHEREAS, Serafin Torres purchased a property on August 31, 2021 and on July 4, 2022, applied for a Property Tax Exemption due to 100% total wartime service-connected disability, and taxes must be cancelled for the exempt portion of that tax quarter, and forward and;

WHEREAS, Nationstar dba Mr. Cooper has been escrowing and paid the August 2022 taxes and has requested the refund be returned to their servicing company, Corelogic Tax Services on behalf of Nationstar dba Mr Cooper and they will directly reimburse the owners through a refund.

DECEMBER 19, 2022

THEREFORE, BE IT RESOLVED that the previous Resolution 2022-153 reflecting a refund amount of \$1,514.42 is incorrect and whereas the Tax collector, Dana OHara, CTC has NOT released the refunds and is requesting Resolution 2022-153 be rescinded and the corrected amount of \$1465.01 be refunded.

FURTHER BE IT RESOLVED that the Tax Collector cancel and refund the CORRECTED/PRORATED amount to reflect the refund of \$1,465.01 from the August 2022 tax quarter to Corelogic Tax Services on behalf of owner, Serafin Torres.

Corelogic Tax Services
Centralized Refunds
P.O. Box 9202
Coppell, Texas 75019-9760

Prepared by: Dana O'Hara, Tax Collector
Submitted for the December 19, 2022 meeting.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-189. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2022-190 AUTHORIZING REFUND OF FUNDS
ERRONEOUSLY PAID AT TAX SALE AS PER N.J.S.A. 54:49-16
BLOCK 612, LOT 1.02.**

WHEREAS, Charles H Snyder, Jr & Jennifer J Rauser Snyder, are the owners of the property located at 212 Second Avenue in the Township of Berlin and presently have a third party lien sold against said property, and;

WHEREAS, the tax sale was conducted on October 19, 2022 and a lien sold in error as the related property was in active bankruptcy at the time, but the Township was unaware as it did not receive proper notice and;

WHEREAS, tax collector sold Certificate 22-00007 to FIG 20 LLC FBO SEC PTY, lienholder, and;

WHEREAS, owner, Jennifer Snyder, first contacted the tax office on November 4, 2022, after receiving confirmation of tax sale from the tax office and informed the collector that bankruptcy was filed August 2022 and;

DECEMBER 19, 2022

WHEREAS, the tax collector confirmed such bankruptcy as valid, contacted and informed lienholder of said error. It appears no questions of fact are involved and the moneys were erroneously collected under a mistake of fact and that the lienholder is entitled to a refund, so;

THEREFORE, BE IT RESOLVED that tax sale Certificate 22-00007 will be cancelled and a refund be made in the amount of one thousand, one hundred, twenty nine dollars and sixty three cents (\$1129.63) to:

FIG 20 LLC FBO SEC PTY
P.O. Box 12225
Newark, NJ 07101

These funds are in the General Account.
Submitted by Dana OHara, CTC
for the December 19th, 2022 meeting.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-190. Resolution adopted by call of the roll, five members present voting in the affirmative.

**RESOLUTION 2022-191 AUTHORIZING REFUND OF FUNDS
ERRONEOUSLY PAID AT TAX SALE AS PER N.J.S.A. 54:49-16 BLOCK
1308 LOT 40.02.**

WHEREAS, the Estate of Craig Nicholson is the assessed owner of the property located at 250 Fairview Avenue in the Township of Berlin and presently has a third party lien sold against said property, and;

WHEREAS, the tax sale was conducted on October 19, 2022 and a lien sold as Certificate 22-00015 with a miscalculation to the interest amount of the water delinquency, and;

WHEREAS, tax collector sold Certificate 22-0015 to EVOLVE BANK AND TRUST, lienholder, and;

WHEREAS, the tax collector was notified by the water department collector, after receiving tax sale proceeds that indeed the miscalculation exists and;

DECEMBER 19, 2022

WHEREAS, the tax collector confirmed such error as valid, contacted and informed lienholder of said error. It appears no questions of fact are involved and the moneys were erroneously collected under a mistake of fact and that the lienholder is entitled to a refund, so;

THEREFORE, BE IT RESOLVED that tax sale Certificate 22-00015 will be reissued and a refund be made in the amount of nine hundred, fifty-six dollars and thirty four cents (\$ 956.34) to:

EVOLVE BANKD & TRUST
6070 Poplar Avenue – Suite 200
Memphis, TN 38119

These funds are in the General Account.
Submitted by Dana OHara, CTC
for the December 19th, 2022 meeting.

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-191. Resolution adopted by call of the roll, five members present voting in the affirmative.

RESOLUTION 2022-192 PAYMENT OF BILLS FOR DECEMBER 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:

Check Date	Vendor Name	Account	Amount	Check #
12/2/2022	Philly Soft Pretzels	2-01-30-420-2105	\$ 318.00	39965
12/6/2022	Amazon	2-01-20-110-2105	\$ 1,114.93	39966
12/6/2022	Amazon	T-18-56-850-028903	\$ 353.83	6005
12/6/2022	Andrew Wade	2-01-32-465-2020	\$ 2,427.00	39967
12/6/2022	Atlantic City Electric	2-01-31-435-2071	\$ 18,460.74	39968

DECEMBER 19, 2022

12/6/2022	Atlantic City Electric	2-07-55-502-2071	\$ 1,287.63	35903
12/6/2022	AT&T Mobility	2-01-31-440-2076	\$ 693.27	39969
12/6/2022	Berlin Township BOE	2-01-55-207-0000	\$ 866,241.00	39970
12/6/2022	Carlamere & Rowan	2022-00456	\$ 195.00	2416
12/6/2022	Carlamere & Rowan	2022-00457	\$ 195.00	2416
12/6/2022	Comcast	2-01-26-310-2020	\$ 91.90	39971
12/6/2022	Computer Square, INC	2-01-25-240-2028	\$ 7,850.00	39972
12/6/2022	Covanta Energy	2-01-32-465-2020	\$ 15,824.26	39973
12/6/2022	Covanta Energy	2-01-32-465-2030	\$ 568.74	39973
12/6/2022	Galeton	2-01-26-305-2032	\$ 307.77	39974
12/6/2022	Galeton	2-01-26-315-2032	\$ 177.88	39974
12/6/2022	Gerber Technology	2-01-26-290-2145	\$ 188.80	39975
12/6/2022	Gran Turk Equipment Co	2-01-26-315-2025	\$ 3,135.38	39976
12/6/2022	Hogan Security Group	2-01-25-240-2026	\$ 178.02	39977
12/6/2022	Home Depot	G-02-40-792-2022	\$ 2,758.13	39978
12/6/2022	Home Depot	2-01-28-375-2058	\$ 80.65	39978
12/6/2022	Home Depot	2-01-26-310-2024	\$ 53.14	39978
12/6/2022	Home Depot	2-07-55-502-2026	\$ 99.90	35904
12/6/2022	Houpert Truck Service	2-01-26-315-2025	\$ 1,281.73	39979
12/6/2022	HR Direct	2-01-26-310-2036	\$ 52.14	39980
12/6/2022	Jennifer Kelly, PH.D ABPP	2-01-25-240-2093	\$ 900.00	39981
12/6/2022	J n J Welding and Fabrication	2-01-26-315-2025	\$ 200.00	39982
12/6/2022	Lacal Equipment Incorporated	2-01-26-315-2025	\$ 2,047.45	39983
12/6/2022	Linden Auto Body Shop LLC	2-01-26-315-2025	\$ 350.00	39984
12/6/2022	Lowe's	G-02-40-792-2022	\$ 1,624.78	39985

DECEMBER 19, 2022

12/6/2022	Metlife	T-18-56-850-020900	\$ 849.00	81394
12/6/2022	Mid Atlantic Pump & Equipment	2-07-55-502-2026	\$ 2,410.00	35905
12/6/2022	NJSACOP	2-01-25-240-2028	\$ 2,400.00	39986
12/6/2022	NJSACOP	T-18-56-850-028903	\$ 450.00	6006
12/6/2022	Phoenix Advisors, LLC	2-01-20-130-2028	\$ 1,150.00	39987
12/6/2022	Power DMS, Inc.	2-01-25-240-2028	\$ 3,329.01	39988
12/6/2022	Promo Direct	T-18-56-850-029802	\$ 1,472.00	4127
12/6/2022	Public Safety Unlimited	2-01-25-240-2032	\$ 668.00	39989
12/6/2022	Rubbercycle	C-04-19-860-190102	\$ 4,750.00	4044
12/6/2022	R & W Lock and Hardware	2-01-26-310-2024	\$ 100.00	39990
12/6/2022	Shipsshape Landscape, Inc	G-02-40-786-1001	\$ 10,167.00	39991
12/6/2022	Sky General Construction	C-04-15-860-041009	\$ 33,588.00	4045
12/6/2022	South Jersey Gas Company	2-01-31-435-2071	\$ 564.14	39992
12/6/2022	South Jersey Gas Company	2-07-55-502-2071	\$ 255.48	35906
12/6/2022	Southern NJ Employee Benefit	2-01-23-220-2092	\$ 3,867.00	39993
12/6/2022	Techna-Pro	2-01-26-300-2105	\$ 865.00	39994
12/6/2022	The Tab Group	T-18-56-850-029802	\$ 100.00	4128
12/6/2022	Tire Corral of America, Inc	2-01-26-315-2025	\$ 2,551.47	39995
12/6/2022	Township of Evesham	2-01-42-999-1000	\$ 8,753.13	39996
12/6/2022	Treasurer State of NJ	2-01-55-290-0000	\$ 2,649.00	39997
12/6/2022	Val-U Auto Parts	2-01-26-315-2025	\$ 984.11	39998
12/6/2022	Van-Air Hydraulics	2-01-26-315-2025	\$ 591.91	39999
12/6/2022	Verizon	2-07-55-502-2076	\$ 372.35	35907
12/6/2022	Verizon Communications	2-01-25-240-2028	\$ 283.00	40000
12/6/2022	Verizon Communications	2-01-25-240-2028	\$ 173.32	40001

DECEMBER 19, 2022

12/6/2022	Verizon Communications	2-01-31-443-2077	\$ 64.99	40001
12/6/2022	Verizon Wireless	2-01-25-240-2028	\$ 266.07	40002
12/6/2022	Voorhees Township	2-01-25-240-2028	\$ 6,500.00	40003
12/6/2022	Wade Salvage	2-01-32-465-2020	\$ 74.40	40004
12/6/2022	Walmart	2-01-30-420-2105	\$ 878.71	40005
12/6/2022	W.B. Mason	2-01-25-240-2036	\$ 839.22	40006
12/6/2022	Xtel Communications	2-01-31-440-2076	\$ 510.53	40007
12/7/2022	State of New Jersey	T-18-56-850-029707	\$ 9,905.42	6

Motion by Councilman Epifanio, second by Council President Bodanza to adopt resolution 2022-192. Resolution adopted by call of the roll, five members present voting in the affirmative.

Mercantile Approval

**1) George J. Ernest , Team Elite Athletic, LLC, 84 Haddon Avenue
West Berlin. Athletic Training and Physical Fitness Center.**

Motion by Councilman Epifanio, second by Councilman Reid to adopt the Mercantile license above. Resolution adopted by call of the roll, five members present voting in the affirmative.

Approval of Meeting Minutes from November 21, 2022

Motion by Council President Bodanza second by Councilman Epifanio to approve the Meeting Minutes for November 21, 2022. Motion carried by voice vote, four members present voting in the affirmative.

Consent Agenda for November 2022

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

Correspondences Calendar for November 2022

Motion by Councilman Epifanio, second by Council President Bodanza to approve the Correspondence Calendar for November 2022. Motion carried by voice vote, four members present voting in the affirmative

All Other Business

- 1) Berlin Township FREE Rabies Clinic will eld Saturday January 21, 2023 from 9:00 am to 12:00 noon.
- 2) The Reorganization Meeting will be held January 2, 2023 at 12:00 noon at the Berlin Township Municipal Building.

Public Portion

Motion by Council President Bodanza, 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.

Mr. Chen submitted a statement to Mayor and Council in regards to tax late fee penalty that they had received.

Township Solicitor Justin Strasser commented that the Township has followed state guideline and legislature. He explained that it is the responsibility and obligation of the home owner to make sure that tax payment is received regardless if a bill hadn't been sent out. The Township Solicitor told Mrs. Chen that he would send out the legislation / case law for her.

Montebello Resident asked if there was case law on this tax matter and if council could step up and do something on this issue so that it doesn't occur again. He also noted that the last meeting he spoke about Berlin Borough and the automatic payment from his bank account and the conveniences that it would be for the Township.

Mayor responded that she reached out to Berlin Borough to get information on how the automatic payment works and the benefits from it. They responded that they only had a handful of residents who take advantage of the automatic payment.

Alex Davidson, CFO responded that in his experience as an Auditor for 8 years and a CFO for 3 years, the connivence for just a few residents is nothing compare to many problems the Township can occur with the automatic payment.

No more comments were to be heard

Motion by Council President Bodanza, second by Councilman Epifanio 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 comment.

DECEMBER 19, 2022

Adjourn

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

Meeting adjourned 6:10 pm

Catherine Underwood
Berlin Township RMC