

**BOROUGH OF BERLIN  
COUNCIL MEETING MINUTES  
TUESDAY, JULY 5, 2011  
7:00 PM  
BERLIN MUNICIPAL BUILDING  
59 SO. WHITE HORSE PIKE  
BERLIN N J**

MEETING CALLED TO ORDER BY MAYOR ARMANO.

FLAG SALUTE LED BY MAYOR ARMANO.

SUNSHINE NOTICE: Adequate notice of this meeting has been given in accordance with the Open Public Meeting Act, Pursuant to Public Law 1975, Chapter 231. Said notice has been advertised in the Courier Post and Philadelphia Inquirer showing the date, place and time of said meeting.

ROLL CALL: Mayor John J. Armano, Council President Scott Scelso, Council members Maccaroni, Chance, Bilella, Kupchik and Pearce were all present.

PRESENT ALSO: Solicitor George Botcheos and Attorney Stuart Platt.

Motion to go into closed session with Special Counsel Stuart Platt in regards to Nexus litigation was made by Chance seconded by Scelso. All were in favor.

Motion to go back into open session was made by Kupchik seconded by Maccaroni. All were in favor.

A motion was made to direct Stuart Platt to turn down the latest offer made for the Nexus project for 3 bedrooms and not two as originally agreed made by Pearce seconded by Scelso. All were in favor.

**APPROVAL OF MINUTES:**

Caucus meeting minutes from May 31, 2011.

Motion to approve made by Pearce seconded by Scelso. All were in favor.

**APPROVAL OF DEPARTMENT HEAD REPORTS FOR THE MONTH OF MAY, 2011.**

Municipal Court \$10,123.86

Municipal Clerk Misc. \$11,648.76

Municipal Clerk Animals \$5519.20

Construction Dept \$6288.00

Tax Collector's \$2,342,276.06

Tax Collector's Utilities \$57,397.28

Motion to approve made by Maccaroni seconded by Chance. All were in favor.

#### PRIVILEGE OF FLOOR

Tom Little, 4 Thackara Avenue, Berlin.

Asks councilman Scelso to let the DPW know they did an outstanding job cleaning up the town after the fireworks.

Mick Buchanan, 81 Tansboro Road, Berlin

In reference to the fire alarm that sounds on the tower asking why it sounds after the noise ordinance time. Armano states for Home Land Security reasons. Buchanan questions whether it is necessary as Voorhees, Pine Hill and Cherry Hill do not have sirens on towers. The Mayor will re-visit this with the Fire Chief and Marshall.

Meeting closed to the public.

#### COMMITTEE REPORTS:

MAYOR ARMANO states the parade went well on the 4<sup>th</sup> of July. Commends police department for good job done during fireworks. Only two small incidents and police responded immediately. /There are two rental prospects for 131 So. White Horse Pike.

BUILDINGS & GROUNDS, Chairman Scott Scelso. Public works did excellent job for the 4<sup>th</sup>. of July. /131 So. White Horse Pike needs to be tested for asbestos and clerk will call engineer Birdsall to do the testing. He states our own men will work on the renovation once tested with the exception of the electric. /Getting prices to power wash 59 So. Municipal Building to remove the white streaks on the brick. DPW is looking into the cost and a company for this job. /Mayor states the DPW was called on the 4<sup>th</sup>. of July to put out buckets that the county failed to put out for trash. Police, public works, fire department and ambulance all did a great job on the 4<sup>th</sup>. of July. There were also two forest fire trucks at the fireworks.

STREETS & ROADS, Chairman Jim Bilella will be meeting with Birdsall in the next two weeks for the road project plans.

WATER & SEWER, Chairman Lynn Kupchik states the water report that was sent to all residents states our water passed./Reminds everyone of odd/even water days./Suggests that the borough give out recycling cans at no charge so people will continue to recycle. Councilman Bilella also feels a free can should be given stating we are trying to encourage residents to recycle and we are saving on tipping fees. The mayor will get with Mark Mauger and get back to council.

HEALTH & RECREATION, Chairman Jim Pearce feels the 4<sup>th</sup>. of July was a great event./Checking with sign company for a price for community center sign./Basketball hoops are

being looked into by the clerk./List being generated by construction secretary to give to Solicitor for the organizations that use the community center./

PUBLIC SAFETY, Chairman Dennis Chance thanks police, fire company and ambulance squad for the 4<sup>th</sup>. of July. /He would like the Mayor and council to send a letter to Berlin Twp. Mayor in regards to their lack of sending men to our town (police) on the 4<sup>th</sup>. of July noting that some of our men had to work 16 hours due to their day shift. His concern is about the traffic and the amount of people that are in the park area. He states this is an inter community event and Berlin Township does not hold their part. He feels the cost ran approximately \$18,000 to \$19,000 for police and fireworks. /Total fire reports for June 271 responses. Ambulance, 184 calls for May with 60 recalls. /Police for May, 45 accidents, 245 summons issued 2118 calls handled traveling 9939 miles. Councilwoman Kupchik would like the Chief to give every council and the clerk the reports. She would like more information and detail on the police reports if possible.

FINANCE, Chairman Nick Maccaroni will get a financial analysis on the cost of July 4. He worked traffic at Broad and Moss on the 4<sup>th</sup>. He has a huge concern on the parking, especially during the fireworks. He suggests that this be looked into next year making an enter and exit street. He feels police officers are needed at every intersection for the traffic. Bilella suggests the fireworks be moved to the community center. Other suggestions are Luke Avenue in the Township.

SOLICITOR, George Botcheos Post office lease being checked against old lease. /Reached out to Valocatel in regards to the antenna on the tower. The terms in regards to the annual fees are being worked on./Also waiting for PNC bank to get back to him./Offer will be made directly to the State in regards to the Buzby landfill./

ADMINISTRATOR, Charleen Santora Received proposals for the basketball hoops (four) with electric lifts for an approximate amount of \$37,900. Council would like a price for manual lifting to save money. Charleen will get specifications for these hoops if we have to go out to bid. Pearce will work on getting commitments from basketball teams for usage in hopes to offset costs.

ORDINANCES:

2<sup>ND</sup>. READING

ORDINANCE NO. 2011-7, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 8 OF THE CODE OF THE BOROUGH OF BERLIN ENTITLED, "COMMUNITY CENTER, USE OF"

Motion to open Ordinance No. 2011-7 to the public Pearce seconded by Bilella. All were in favor.

Motion to close Kupchik seconded by Pearce. All were in favor.

Motion to adopt Ordinance No. 2011-7 Pearce seconded by Scelso. All were in favor.

INTRODUCTION:

ORDINANCE NO. 2011-8, AN ORDINANCE ESTABLISHING A TRAFFIC CONTROL SIGNAL MONITORING SYSTEM.

Motion to introduce by Chance seconded by Pearce. All were in favor.

ORDINANCE NO. 2011-9, AN ORDINANCE AMENDING CHAPTER 335, ZONING & LAND USE, OF THE CODE OF THE BOROUGH OF BERLIN.

Motion to introduce Pearce seconded by Chance seconded by Maccaroni. All were in favor.

#### RESOLUTIONS:

Meeting open to the public on Resolutions R7-3 through R7-15; 2011 except R7-4; 2011.

Motion to close public hearing on Resolutions made by Chance seconded by Kupchik. All were in favor.

RESOLUTION R7-3;2011, AUTHORIZATION FROM BOROUGH COUNCIL TO APPROVE THE 2011-2012 LIQUOR LICENSE FOR VENICE CATERING OF BERLIN INC. FOR THE PLENARY RETAIL CONSUMPTION LICENSE DUE TO ALL STATE REQUIREMENTS BEING MET TO BECOME EFFECTIVE JULY 1, 2011.

RESOLUTION R7-5;2011, APPROVAL OF MERCANTILE LICENSE FOR WILLIAM REYNOLDS, T/A SOUTH JERSEY CATERING LOCATED AT 105 SOUTH WHITE HORSE PIKE, BERLIN.

RESOLUTION R7-6; 2011, AUTHORIZATION TO AWARD CONTRACT TO FLEET SERVICES, SUNOCO OIL/SUNTRACK FROM BOSTON, MA (STATE CONTRACT) FOR GASOLINE FOR THE YEAR 2011. (CERTIFICATION APPROVED BY CFO)

RESOLUTION R7-7;2011, A RESOLUTION AUTHORIZING THE BOROUGH OF BERLIN TO ENTER INTO A SHARED SERVICE AGREEMENT WITH THE BOROUGH OF GIBBSBORO AND THE TOWNSHIP OF VOORHEES TO PROVIDE THE SUB GRANTEE'S FUNDS PROVIDED BY THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE.

RESOLUTION R7-8:2011, AUTHORIZING THE BOROUGH OF BERLIN TO APPLY FOR THE MUNICIPAL ALLIANCE GRANT FUNDING FOR THE YEAR 2012 WITH GIBBSBORO AND VOORHEES.

RESOLUTION R7-9; 2011, APPROVAL OF A RESOLUTION TO REFUND CAMP MONEY TO APPLICANTS WHO ARE NOT ABLE TO ATTEND FOR THE 2011 CAMP YEAR.

RESOLUTION R7-10; 2011, A RESOLUTION AUTHORIZING 2<sup>ND</sup>. QUARTER, 2011 UTILITY BILL ADJUSTMENTS FOR 130 KENNEDY LANE -308.50, 320 HAZEL AVE, + 48.00, 326 HAZEL AVENUE, -118.75, 331 HARRISON AVENUE, - 75.85 AND 7 HARKER AVENUE, - 89.00.

RESOLUTION R7-11; 2011, AUTHORIZATION TO APPROVE THE 2011 CAMP COUNSELORS FOR CAMP LONACONING (List attached to resolution).

RESOLUTION R7-12; 2011, AUTHORIZATION TO APPROVE THE 2011 SUMMER HELP FOR THE DEPARTMENT OF PUBLIC WORKS. (List attached to resolution).

RESOLUTION R7-13;2011, AUTHORIZATION TO APPROVE A MERCANTILE LICENSE FOR YHANNE BATTLE T/A HOUSE OF CHEESECAKES FOR THE SALE OF CHEESECAKES LOCATED AT 41 CLEMENTON ROAD, STORE 219, BERLIN.

RESOLUTION R7-14;2011, RELEASING OF PERFORMANCE BOND FOR LUCIEN'S IN THE AMOUNT OF \$134,487.00 UPON RECOMMENDATION FROM ENGINEER BIRDSALL GROUP CONTINGENT UPON THE POSTING OF MAINTENANCE IN AN AMOUNT OF \$22,415.00 AND ESCROW IN THE AMOUNT OF \$750.00.

RESOLUTION R7-15 2011, A RESOLUTION AUTHORIZING THE ADVERTISEMENT OF OPENING OF BIDS FOR SOLID WASTE DISPOSAL.

Motion to adopt Resolutions R7-3, R7-5 through R7-15; 2011 made by Pearce seconded by Bilella. All were in favor.

PAYMENT OF BILLS FOR THE MONTH OF JUNE, 2011 IN THE AMOUNT OF \$1,643,718.47. Motion made by Maccaroni seconded by Kupchik. All were in favor.

Councilman Pearce questioned if the Car Mart was going to comply with the amount of cars on the lot. Mayor Armano states that the zoning officer is working on this situation. Maccaroni feels the zoning ordinance should be specific on the amount of cars a lot can hold.

Speed radar has been set up on Gardens Avenue with a plan to move it around the town.

Motion to adjourn was made by Chance. All were in favor.

Charleen Santora, RMC