

**BOROUGH OF BERLIN
COUNCIL MEETING MINUTES
MONDAY, OCTOBER 3, 2011
7:00 PM
BERLIN MUNICIPAL BUILDING
59 SOUTH WHITE HORSE PIKE
BERLIN NJ**

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, Scelso, Chance, Bilella, Kupchik and Pearce.

PRESENT ALSO: Solicitor George Botcheos.

APPROVAL OF MINUTES:

Caucus meeting of August 30, 2011.

Council meeting of September 6, 2011.

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

DEPARTMENT HEAD REPORTS FOR THE MONTH OF AUGUST, 2011.

Construction \$5235.00.

Tax Collector \$4,627,293.11

Utilities \$ 44,259.32

Municipal Clerk's \$5763.79

Animals \$455.20

Municipal Court \$14,027.75.

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

PRIVILEGE OF FLOOR:

Roy Schmidt, Hamilton Avenue, Berlin.

Mr. Schmidt questions what is happening with 16 Haines Avenue building as he feels it is in disarray. Councilman Scelso states his committee had looked into renovating for police, however, not all of council was on board due to the cost. There was also discussion on knocking it down. He will look into doorway that needs repair. Scelso states the most economical way is being looked into.

Mr. Schmidt states there are several areas at the hotel that need attending plus several windows need glazing. Mayor Armano states the windows are being glazed according to their need by Berlin Glass. He would like to see the utility room less cluttered. Mr. Schmidt stated the railroad station is being used as a dumping area and would like to see it kept better.

Paul Iacovoni, an Eagle Scout from Berlin is working on a merit badge and has offered to paint the railroad station along with his family. He has a list of material he will need and was asked to see the borough administrator for the money encumbrance. Also for insurance information. He stated the cost should be no more than \$130.00 for supplies and \$650.00 for paint. The council thanks Paul volunteering for this job.

Brenda Roland, 39 Joans Lane, Berlin.

Ms. Roland has a huge concern regarding graphic graffiti on the back of the old ACME she feels has a meaning that is cause for concern. Mayor states Lt. Beasley has made a call to the owner of property for them to remove. If this does not happen, the borough will have DPW paint over it no later than Friday of this week Armano states.

COMMITTEE REPORTS:

MAYOR ARMANO Franklin Avenue repaving will start 10/10/2011 with an estimated completion date of 11/2/2011. Street will be open on weekend and nights when no construction is being done. School aware of construction. Walkers have been re-routed to and from school from one side of street to another, depending on completion of sidewalks. /Clock at PNC bank is under construction.

BUILDINGS & GROUNDS, Chairman Scott Scelso. Wood has been replaced at the Berlin Hotel. Exterior is being painted regularly. He will take care of his concerns. /Looking into new carpet at borough hall. /Looking into higher speed bumps for parking lots around borough hall, library and hotel. /131 So. White Horse Pike has been completely gutted. Seeking prices for electric. /Compressor still on order for municipal building for central air. /No major damage from hurricane Irene.

STREETS & ROADS, Chairman James Bilella. Road program starting for Arlington and Haines. Sub-contractor hired for the cutting down of trees did some damage on Haines Avenue on private property and to water and sewer line that has been resolved with the contractor and engineer. He met with resident and Mayor Armano met with engineer and contractor. Curbing and sidewalk will be next phase. /Grant application has been submitted for 2012 for Ellis and Washington Avenues with program completion of Haines next year.

WATER & SEWER, Chairman Lynn Kupchik Additional engineer reports have submitted for well # 15 to the DEP./No water turn on's or off's./Two pumps went for the sewer department. Pump borrowed from Berlin Township. She is suggesting that we put in x amount of pumps each year due to the ages of these pumps to save and avoid overtime when we get a breakdown.

HEALTH & RECREATION, Chairman James Pearce. Changes made on Community Center ordinance that is on agenda. /Met with Berlin Soccer Club and they need clarification as to who owns the soccer fields. Mayor Armano researched the fields and found soccer fields are on Block 907 lot 1.01 owned by Berlin School so any improvements would have to go through the school done by the soccer team. The community center Armano states is on Block 518, lot 1 owned by the borough. Fields behind community center belong to the borough and are the responsibility of the borough. Pearce offers our help in anything the organization needs help for in trying to obtain a grant. Borough fertilizes and cuts all fields whether owned or not. New ordinance on agenda notes that there will be a designated person named for all events. He will talk to Admin, Frank Domino from Berlin Community School in regards to storing merchandise at the school. /Glory Day Sports has left volleyball nets for their games and will secure them at the center to be safe. /Basketball courts are roughly two weeks out per administrator. /Sign still being worked on for donors for the center. /Looking into key fobs for all doors at the center. /Recent problem with small damage at the center and we are trying to ascertain who is responsible.

PUBLIC SAFETY, Chairman Dennis Chance. Fire prevention night will be Oct. 5 at the community center. /Ambulance handled 184 calls for August (report attached to these minutes) Recalled 67 times out of those calls. /Police handled 32 motor vehicles accidents for August. 170 summonses were issued. (Report attached to these minutes. 1602 calls for month recovering \$3000 .worth of property. Traveled 9958 miles, arresting 9 adults and 1 drunk driver. Totals for the year to date for attached to these minutes.

FINANCE, Chairman Nick Maccaroni. Budget scheduled planning in all packets for 2012. Administrator and CFO will go over all budgets when presented in December.

SOLICITOR, George Botcheos reached out to PNC bank representative relaying the borough's position and they have not gotten back to him. /Waiting for draft lease from Voice Tel for antenna site rental.

ADMINISTRATOR, Charleen Santora. Lease signed for the post office signed for 15 five year terms. /Halloween will be 10/31/2011 from 4 pm to 8 pm. /Quarterly safety meetings are being held with good attendance. All liability and workman's claims are turned over to the Fund Commissioner./Job posted on bulletin board for mechanic's position./All offices closed for Columbus Day./

Mayor stated that JIF Commissioner, John Saville, did a spot check on all borough facilities and report will be forthcoming.

Mayor also notes he met with DPW Superintendent from the Township of Berlin along with our own DPW Superintendent on the sharing of equipment on a continuous basis as they most recently did in lending the borough a pump when one of our pumps failed.

Asks Mr. Little who is at this meeting to thank his daughter for helping out at the fall fest along with a fellow named Anthony.

ORDINANCES:

2ND. READINGS

ORDINANCE NO. 2011-10, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 8 OF THE CODE OF THE BOROUGH OF BERLIN ENTITLED, COMMUNITY CENTER, USE OF.

Motion to open meeting to the public by Pearce seconded by Bilella. All were in favor.

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

Motion to adopt Ordinance No. 2011-10 made by Pearce seconded by Chance. All were in favor.

ORDINANCE NO. 2011-11, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 241 OF THE CODE OF THE BOROUGH OF BERLIN ENTITLED, PEDDLERS, SOLICITORS AND CANVASSERS.

Motion to open meeting to the public by Kupchik, Sec.; Chance, All were in favor

Motion to close public hearing by Pearce, Sec.; Chance, All were in favor.

Motion to adopt Ordinance No. 2011-11 by Chance seconded by Pearce, All were in favor.

ORDINANCE NO. 2011-12, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 89 OF THE CODE OF THE BOROUGH OF BERLIN ENTITLED ANIMALS.

Motion to open meeting to the public by Kupchik seconded by Chance. All were in favor.

Mr. Little questioned what this ordinance meant. Admin. stated it was being adopted to round off the charges for dog licenses to avoid giving coin change.

Motion to close public hearing by Chance seconded by Pearce. All were in favor.

Motion to adopt Ordinance No. 2011-12 Chance seconded by Kupchik. All were in favor.

ORDINANCE NO. 2011-13, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 246 OF THE CODE OF THE BOROUGH OF BERLIN ENTITLED PROPERTY MAINTENANCE.

Motion to open meeting to the public by Pearce seconded by Chance. All were in favor.

Motion to close public hearing by Chance seconded by Pearce. All were in favor.

Motion to adopt Ordinance No. 2011-13 by Chance seconded by Pearce. All were in favor.

INTRODUCTION OF ORDINANCE:

ORDINANCE NO. 2011-14, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 8 OF THE CODE OF THE BOROUGH OF BERLIN ENTITLED, COMMUNITY CENTER USE OF.

Motion to introduce Ordinance No. 2011-14 by Pearce seconded by Bilella. All were in favor.

RESOLUTIONS:

Meeting open to the public on Resolutions R10-1 through R10-21; 2011.

Motion to close public hearing made by Chance seconded by Pearce. All were in favor.

RESOLUTIONS R10-1;2011, APPROVAL FROM BOROUGH COUNCIL TO PURCHASE FIREMEN'S GEAR FROM NAT ALEXANDER, LAUREL SPRINGS, NJ UNDER STATE CONTRACT # A76357 for an amount of \$53,435.68. (CFO HAS CERTIFIED THE FUNDS FROM CAPITAL)

RESOLUTION R10-2; 2011, A RESOLUTION APPROVING THE YEAR 33 COMMUNITY DEVELOPMENT GRANT AGREEMENT.

RESOLUTION R10-3; 2011, A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR AFFORDABLE HOUSING TRUST FUND REQUIRED BY NJSA 40A:12A-3 ET SEQ.

RESOLUTION R10-4;2011, A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR DONATIONS DEDICATED TO THE POLICE DEPARTMENT REQUIRED BY NJSA 40A;5-29.

RESOLUTION R10-5; 2011, A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR PARKING OFFENSES ADJUDICATION ACT REQUIRED BY NJSA 39; 4-139.9.

RESOLUTION R10-6; 2011, A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR MUNICIPAL PUBLIC DEFENDER FEES REQUIRED BY PL 1997, CHAPTER 256, NJSA 2B:12-28

RESOLUTION R10-7;2011, AUTHORIZATION TO APPROVE BUDGET INSERTION, CHAPTER 159, FOR THE 2009 STATE RECYCLING TONNAGE GRANT IN THE AMOUNT OF \$8407.20.

RESOLUTION R10-8; 2011, A RESOLUTION AUTHORIZING THE CANCELLATION OF OLD UNUSED TRUST FUNDS BALANCES FOR;

RESERVE FOR STUDENT EXCHANGE PROGRAM \$1184.00

RESERVE FOR AMBULANCE HALL \$2865.42

RESERVE FOR ELECTION \$285.00

RESOLUTION R9-;2011, A RESOLUTION OF THE BOROUGH AUTHORIZING THE REFUND OF WATER OVERPAYMENT IN THE AMOUNT OF \$222.45 DUE FOR BLOCK 10, LOT 1.01 DUE TO ERRONEOUS PAYMENT BY HOMEOWNER.

RESOLUTION R10-10;2011, A RESOLUTION OF THE BOROUGH OF BERLIN AUTHORIZING THE REFUND OF WATER OVERPAYMENT IN THE AMOUNT OF \$107.04 DUE FOR BLOCK 1307 LOT 21 DUE TO TENANT OVERPAYMENT.

RESOLUTION R10-11; 2011, A RESOLUTION AUTHORIZING THE REFUND OF DEVELOPER ESCROW BALANCE FOR BLOCK 1309, LOT 4 & 8 IN THE AMOUNT OF \$813.33.

RESOLUTION R10-12; 2011, AUTHORIZATION TO APPROVE MERCANTILE LICENSES FOR THE FOLLOWING;

TINA TOWNSEND, T/A THE 3 POUCHES FOR PET GROOMING LOCATED AT 17 CLEMENTON ROAD TWIN PLAZA.

KARINA WALTON, TA/ TOOLS AND HARDWARE FOR THE SELLING OF TOOLS LOCATED AT 41 CLEMENTON ROAD, BERLIN.

JOHN BEZANIS, T/A BEZANIS FOR A MASSAGE CENTER LOCATED AT 160 W. WHITE HORSE PIKE, BERLIN

ROMAN YUABOV, T/A GREEN LIGHTS AUTO FOR THE USE OF A CAR SHOWROOM AND SALES ONLY INSIDE LOCATED AT 421 ROUTE 73. BERLIN.

NANCY CADET, T/A FORGET ME NOT FOR THE SELLING OF CHOCOLATES AND SWEETS LOCATED AT 95 SOUTH WHITE HORSE PIKE, BERLIN.

WAYNE BOMMER, T/A BOOMER PLUMBING FOR DISPLAY OF BATH ROOMS, HEATING AND AIR CONDITIONING PRODUCTS LOCATED AT 41 CLEMENTON ROAD., BERLIN.

JOHN J. SOLANO, T/A VOORHEES ANTIQUE CENTER FOR THE SELLING OF ANTIQUES LOCATED AT 25 27 WHITE HORSE PIKE, BERLIN.

RESOLUTION R10-13; 2011, APPROVAL FROM COUNCIL TO PAY FOR THE CLEANING SERVICES FROM MICHAEL MARISTCH AT THE RATE OF \$12.00 PER HOUR.

RESOLUTION R10-14;2011, AUTHORIZATION FROM BOROUGH COUNCIL TO APPROVE LIQUOR LICENSE FOR BESSE BERLIN, LLC AS THE STATE OF NEW JERSEY HAS APPROVED A SPECIAL RULING EFFECTIVE JULY 1, 2011 THROUGH JUNE 30, 2012.

RESOLUTION R10-15;2011, AUTHORIZATION TO APPROVE AN ADDITIONAL \$950.00 TO MARTIN A. ACKLEY ASSOCIATES OF ATCO, NJ FOR ADDITIONAL CORING NEEDED ON BISHOP, MARSHALL AND PINE.

RESOLUTION R10-16;2011, A RESOLUTION DESIGNATING RECIPIENTS FOR THE CAMDEN COUNTY HOUSING REHABILITATION PROGRAM AND AUTHORIZING CAMDEN COUNTY COMMUNITY DEVELOPMENT AS ADMINISTRATIVE AGENT.

RESOLUTION R10-17; 2011, A RESOLUTION AUTHORIZING THE BOROUGH OF BERLIN TO ENTER INTO A SETTLEMENT AGREEMENT WITH THE STATE OF NEW JERSEY REGARDING THE BUZBY LANDFILL LITIGATION. (CFO has certified the funds)

RESOLUTION R10-18;2011, APPROVAL FROM BOROUGH COUNCIL TO AUTHORIZE A BUDGET INSERTION INTO THE 2011 GENERAL BUDGET IN THE AMOUNT OF \$2887.20 FOR THE DRUNK DRIVING ENFORCEMENT FUND.

RESOLUTION R10-19;2011, AUTHORIZATION TO ENTER INTO AN AGREEMENT WITH CAMDEN COUNTY ENERGY RECOVERY ASSOCIATES OF HAMPTON, NJ FOR SOLID WASTE DISPOSAL FROM NOV 1, 2011 TO DEC 31, 2012 AT THE RATE OF \$52.50 PER TON.

RESOLUTION R10-20;2011, APPROVAL FROM COUNTY TO ENTER INTO A SHARED SERVICES AGREEMENT BY AND BETWEEN THE COUNTY OF CAMDEN AND THE BOROUGH OF BERLIN FOR THE MAINTAINING OF THE DITCH THAT BORDERS BERLIN PARK EFFECTIVE OCTOBER, 2011 THROUGH SEPTEMBER, 2012.

RESOLUTION R10-21; 2011, APPROVAL FROM COUNCIL TO ACCEPT THE TWO WEEK RESIGNATION FROM BOROUGH MECHANIC STEPHEN MARX.

Motion to adopt Resolutions R10-1 through R10-21; 2011 Chance seconded by Maccaroni.

Questions; Councilwoman Kupchik asked if cleaning person will be an employee. Admin. notes he will work 15 hours per week.

Kupchik questions the resolution on the agreement between the County and the borough on the usage of county equipment in exchange for our workers to un block the ditch that runs around Park Drive in the County Park.

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

Mayor Armano states the contract for the tipping fees resolution went from 65.00 per ton to 52.50 per ton from Nov. 1 through Dec, 2012 with an approximate savings of \$25,000. per year.

PAYMENT OF THE BILLS FOR THE MONTH OF SEPTEMBER, 2011 IN THE AMOUNT OF \$1,238,684.81. Motion made by Maccaroni seconded by Bilella. All were in favor.

Motion to adjourn made by Chance seconded by Pearce. All were in favor.

Charleen Santora, RMC

