

BOROUGH OF BERLIN
COUNCIL MEETING MINUTES
MONDAY, JUNE 3, 2013
MUNICIPAL BUILDING
59 SO. WHITE HORSE PIKE
BERLIN NJ
7:00 PM

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 Meetings 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 James Bilella (arrived at 7:10 p.m.), Council members Maccaroni, Scelso, Kupchik, Pearce and Knight.

PRESENT ALSO: Solicitor George Botcheos and Police Chief Michael DeLorenzo.

NJ American Water presented a check in the amount of \$1,000.00 to St. Vincent De Paul and the Berlin Senior Citizens. Mayor Armano attended the NJ Conference of Mayors in Atlantic City and won a raffle and was able to pick two charities of his choice to donate the money to. Kevin Dark, President of St. Vincent DePaul was present to accept the check and Ida Mae Clegg, President of the Seniors Club was present to accept the check for the Berlin Senior Citizens. Mayor Armano thanked both Kevin and Ida Mae.

Eagle Scout Proclamation for Sean Gillespie was given by Mayor Armano.

APPROVAL OF MINUTES:

- April 1, 2013 Council Meeting
- April 30, 2013 Caucus Meeting
- April 30, 2013 Closed Session

Motion to approve minutes made by Councilman Scelso, seconded by Pearce. All present were in favor.

DEPARTMENT HEAD REPORTS FOR THE MONTH OF APRIL 2013:

Municipal Clerks	\$6,130.00
Animals	3,783.60
Municipal Court	14,533.12

Tax Collector	2,111,403.63
Utilities	208,673.55
Permit fees	5,457.00
Zoning Fees	330.00
Community Center	4,950.00
Berlin Fire Rescue	report listed
Berlin Ambulance	185 Calls
Zoning Officer	report listed

Motion to approve made by Councilman Maccaroni, seconded by Scelso. All present were in favor.

PRIVILEGE OF FLOOR:

Nancy and Jack Warsing – 21 S. Cedar Avenue – Asked about an ordinance limiting the number of dogs that a resident is allowed to have in one household. Mayor Armano informed Mr. and Mrs. Warsing that the borough does not have an ordinance in place.

Thomas and Judith Little – 4 Thackara Avenue – Asked when the “Children At Play” sign for his street that was ripped out of the ground will be replaced.

DEPARTMENT AND COMMITTEE DISCUSSIONS

- **MAYOR JOHN ARMANO**, received a report from the court master Elizabeth Mackenzie in regard to the Nexus litigation and hard copies will be in council’s mailboxes tomorrow. / Solicitor looked over letter from the County park police. It is up to the Borough to provide services or not to police the park. There is no tort or liability if the borough does not provide services – County says it is in our jurisdiction as a borough.
- **BUILDINGS & GROUNDS**, Gary Knight, reported on the oil tank located at the front of the municipal building. Discuss with Pennoni Associates to determine best option moving forward. / Company in Pennsylvania has flower pots that the borough can purchase for downtown Berlin at 1/10 of the cost paid last year which is a huge savings. DPW is picking them up. / Memorial Day gave a tribute to all fallen heroes from six different cities making it a great experience to be a part of this year.
- **STREETS & ROADS**, Chairman James Bilella, followed up on report from last week. Two resolutions are on the agenda approving services provided by Pennoni Associates in regard to Ellis Avenue Road Program. / Malan Avenue project received a grant to move forward with design and approval from the state. Bids will be ready by early January or February. / Meeting with architect, Chief

DeLorenzo and Mark Mauger on Thursday to discuss security issues and HVAC systems for the new building.

- **WATER & SEWER**, Chairman Lynn Kupchik, discussed the monthly report. Had a decrease of over four million gallons from last year. / Well 15 will be online in the next few weeks. Waiting for two parts from company. / CCMUA has said that as of June 2013 projects will be broken down into 3 types. In November 2013 all projects will be allowable to go out for approval.
- **HEALTH & RECREATION**, Chairman Jim Pearce discussed donations for a sign at the Community Center. There are four categories: platinum \$5,000.00 or more; gold \$2,000.00 to \$5,000.00; silver \$1,000.00 to \$2,000.00; bronze \$100.00 to \$1,000.00. / Recently someone slipped on the floor at the Community Center due to condensation from the humidity. / Key fobs need to be ordered due to the high volume of renters at the Community Center. / Cameras are in the final stages of being installed at the Community Center. / Berlin Rotary donated a defibrillator to the Community Center. / Dedication of the Senior Citizens building will be this weekend. / So far the camp has 60 kids. The camp runs for four weeks from July to August.
- **PUBLIC SAFETY**, Chairman Scott Scelso, discussed statistics from the police department. Two officers were sworn in at the last caucus meeting as Class II officers. Police Chief had the police cards done and they were distributed. It's a great way for kids and parents to get familiar with the officers in town. May 19th was Police Community Day and it was a great turn out and great event. Full report for police department is attached to these minutes.
- **FINANCE**, Chairman Nick Maccaroni, discussed the oil tank removal on 16 Haines Avenue. It will cost \$50,000.00 or more to do remediation which is not in the budget. Plans to discuss different options with CFO and auditor to determine best way to pay for remediation process. / Memorial Day service held a nice ceremony and everyone involved did a great job.
- **SOLICITOR**, George Botcheos emailed the Court Master and hard copies will be available via Fed Ex tomorrow morning. / Gave an explanation of Resolution R6-11;2013. Full credit for COAH units will be given to the borough as per agreement. / There were 96 tax appeals filed this year.
- **ADMINISTRATOR**, Absent
- **DEPUTY CLERK**, Melissa Bovera reported mercantile renewals are due July 1. So far, seventy seven merchants have renewed their license leaving 159 left. The total amount collected is \$5,775.00. / To date, the total amount collected for animal licenses this month is \$4,229.00.

ORDINANCES - 2ND READING:

ORDINANCE NO. 2013-06, AN ORDINANCE GRANTING CONSENT AND PERMISSION TO THE SOUTH JERSEY GAS COMPANY, TO FURNISH GAS FOR LIGHT, HEAT AND POWER IN THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY

Meeting open to the public on Ordinance 2013-06.
Meeting closed to the public.

Motion to adopt Ordinance No. 2013-06 made by Councilwoman Kupchik, seconded by Bilella. All members present were in favor.

ORDINANCE NO. 2013-07, AN ORDINANCE AMENDING SALARY ORDINANCE 2013-01 SUPPLEMENTING CHAPTER 62 OF THE CODE OF THE BOROUGH OF BERLIN ENTITLED "SALARIES"

Meeting open to the public on Ordinance 2013-07.
Meeting closed to the public.

Motion to adopt Ordinance No. 2013-07 made by Councilman Pearce, seconded by Bilella. All members present were in favor.

RESOLUTIONS

Meeting open to the public on resolutions R5-10, R5-21 and resolutions R6-1; 2013 through R6-11;2013.

Meeting closed to the public.

Motion to bring Resolutions R5-10;2013 and R5-21;2013 back to the table made by Councilman Pearce, seconded by Biella. All present were in favor.

RESOLUTION R5-10;2013, (Originally tabled) A RESOLUTION OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY, AUTHORIZING THE REFUND OF TAXES IN THE AMOUNT OF \$1,438.40 DUE TO STATE TAX BOARD JUDGEMENT FOR THE BLOCK 1802 LOT 3

RESOLUTION R5-21;2013, (Originally tabled) AUTHORIZATION FROM BOROUGH COUNCIL TO APPROVE THE PROPOSAL FOR PROFESSIONAL SERVICES FOR PENNONI ASSOCIATES FOR ELLIS AVENUE RESURFACING PROJECT FOR THE AMOUNT OF \$31,600.00

RESOLUTION R6-1;2013, AUTHORIZATION TO APPROVE LIQUOR LICENSE'S FOR THE YEAR 2013-2014 FOR THE FOLLOWING ESTABLISHMENTS CONTINGENT UPON TAX CLEARANCE FROM THE STATE OF NEW JERSEY;

OLLIE GATORS PUB, 2 ROUTE 73 BERLIN
VENICE CATERING, 281 CROSS KEYS ROAD, BERLIN
EVINOS CORP., 81 WHITE HORSE PIKE, BERLIN
WOODBRIAR CORP, 22 BERLIN CLEMENTON ROAD, BERLIN
CANAL'S DISCOUNT LIQUOR, 8 SO. ROUTE 73, BERLIN
LUCCH, LLC, T/A LUCKIE LOU'S, 328 SO. WHITE HORSE PIKE, BERLIN
ANMAC VFW POST 6253 INC, 34 CHESTNUT AVENUE, BERLIN

RESOLUTION R6-2; 2013, AUTHORIZING THE REFUND OF DEVELOPER ESCROW FOR BLOCK 1002, LOT 5 IN THE AMOUNT OF \$2,912.81 AND BLOCK 1203, LOT 53 IN THE AMOUNT OF \$500.00

RESOLUTION R6-3; 2013, A RESOLUTION AUTHORIZING THE REFUND OF POLICE OUTSIDE SERVICES TO ATCO DONUTS, T/A DUNKIN DONUTS IN THE AMOUNT OF \$1300.00

RESOLUTION R6-4;2013, APPROVAL TO TRANSFER FUNDS IN THE AMOUNT OF \$1363.14 FROM THE TRUST FUND DEVELOPERS ESCROW FUND TO THE SEWER LINE ITEM DUE TO AN ERROR IN POSTING TO THE WRONG ACCOUNT

RESOLUTION R6-5;2013, APPROVAL FROM BOROUGH COUNCIL FOR CFO STEPHEN MILLER TO SEEK PERMANENT FINANCING FOR NOTES UP TO BUT NOT EXCEEDING \$5,331,450 AT THE ESTIMATED COST OF \$53,500 OR LESS

RESOLUTION R6-6;2013, A RESOLUTION APPROVING THE APPOINTMENT OF CGP&H, LLC AS THE ADMINISTRATIVE AGENT FOR CARRIAGE STOP APARTMENTS AND LONACONING APARTMENTS

RESOLUTION R6-7;2013, A RESOLUTION OF THE BOROUGH COUNCIL ENDORSING AN AMENDED HOUSING ELEMENT AND FAIR SHARE PLAN

RESOLUTION R6-8;2013, A RESOLUTION OF THE BOROUGH OF BERLIN AUTHORIZING THE TAX REFUND FOR BLOCK 904, LOT 9, 5 SURREY COURT DUE TO MTG. COMPANY OVERPAYMENT IN THE AMOUNT OF \$1210.76

RESOLUTION R6-9;2013, A RESOLUTION AUTHORIZING THE BOROUGH OF BERLIN TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

RESOLUTION R6-10;2013, AUTHORIZATION FROM BOROUGH COUNCIL TO APPROVE THE PROPOSAL FOR PROFESSIONAL SERVICES FOR PENNONI ASSOCIATES TO PROVIDE BIDDING AND PREPARATION OF CONTRACTS FOR ELLIS AVENUE RESURFACING PROJECT IN THE AMOUNT OF \$2,840.00

RESOLUTION R6-11;2013, RESOLUTION AUTHORIZING AFFORDABLE HOUSING AGREEMENT WITH LONACONING APARTMENTS, LLC AND JET ASSOCIATES, LLC

Motion to approve Resolutions R5-10;2013, R5-21;2013 and Resolutions R6-1;2013 through R6-11;2013 made by Councilman Scelso, seconded by Bilella. All present were in favor.

PAYMENT OF BILLS FOR THE MONTH OF MAY 2013 IN THE AMOUNT OF \$1,010,808.34

Motion to approve the payment of bills for May 2013 made by Councilman Maccaroni, seconded by Knight. All members present were in favor.

Motion to adjourn made by Councilman Pearce, seconded by Bilella. All members present were in favor.

Charleen Santora, RMC/Borough Clerk