

**BOROUGH OF BERLIN
COUNCIL MEETING MINUTES
MONDAY, AUGUST 2, 2010
7:00 PM
MUNICIPAL BUILDING
59 SO. WHITE HORSE PIKE
BERLIN, NJ**

MEETING CALLED TO ORDER BY MAYOR ARMANO.

SALUTE TO THE FLAG LED BY THE MAYOR.

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 Record Breeze showing the date, place and time of said meeting.

ROLL CALL: Mayor John Armano, Council President Nick Maccaroni, Council members Scelso, Casey, and Bilella were present. Councilmen Sahina and Chance were absent.

PRESENT ALSO: Solicitor George Botcheos.

APPROVAL OF MINUTES:

- Council meeting of July 6, 2010. Motion to approve made by Scelso and seconded by Casey. All were in favor.

APPROVAL OF DEPARTMENT REPORTS:

- Construction report for the month of June, 2010 \$7714.00.
- Tax collector's report for the month of June, 2010 \$322,654.50.
- Water & sewer report for the month of June, 2010 \$516,925.51.
- Municipal clerk's report for the month of June, 2010 \$8688.28.
- Court administrator's report for the month of June \$11,341.61.
- Motion to approve made by Casey and seconded by Maccaroni. All were in favor.

PRIVILEGE OF FLOOR: No one from the public asked to speak.

REPORTS:

- MAYOR ARMANO attended Camp Long-a-coming's camp ceremonies to end another camp year and he has a video of summer activities./Met with Smokey Run Town House Association manager Bill Mento about issues regarding Smokey Run's basin that the DEP called the borough's attention to.

- BUILDINGS & GROUNDS, Chairman Scott Scelso states all issues regarding building and grounds repairs are being worked on.
- STREETS & ROADS, Chairman James Bilella. Grant application on agenda for 2011 road program approving Birdsall to apply for grants.
- WATER & SEWER Mayor Armano asked to table Resolution R8-15; 2010 until next meeting.
- PUBLIC SAFETY, Chairman Dennis Chance was absent.
- HEALTH & RECREATION, Chairman Bill Casey stated the gutters at community center are repaired. /He attended the Lonaconing Camp party. /Resolution on agenda to bid floor at community center.
- FINANCE, Chairman Nick Maccaroni explains exit audit was held and there were very few comments in the audit for 2009 and the cost for auditing services has dropped. He stated that 100% more water was pumped in June due to the hot summer and dry summer.
- ENGINEER, Anthony LaRosa asked the council if they wanted to apply for the a Centers to Place Grant that could be used towards transportation. One example would be the painting of the train station.
- Solicitor George Botcheos will review new lease request from A T & T for an extension that has equipment on our water towers and get back to us at the caucus.
- Administrator/Clerk Charleen Santora states the tax bills went out late and there is a resolution on the agenda extending their due date.

Councilman Bilella stated that a representative from the reevaluation company was at his home and he was very polite and answered all of his questions.

Mayor Armano attended a meeting with the New Jersey Conference of Mayors and is requesting to be placed on the Governor's tool kit committee.

ORDINANCES:

2ND. Reading

ORDINANCE NO. 2010-07, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 188 OF THE CODE OF THE BOROUGH OF BERLIN ENTITLED, "HAZARDOUS SUBSTANCES".

Motion to open to public hearing made by Scelso and seconded by Bilella. All were in favor.

Motion to close public hearing made by Scelso and seconded by Bilella. All were in favor.

Motion to adopt Ordinance 2010-07 made by Scelso and seconded by Bilella. All were in favor.

ORDINANCE NO. 2010-08, BOND ORDINANCE AUTHORIZING THE ACQUISITION OF AN EMERGENCY SERVICES VEHICLE AND FIRE/RESCUE EQUIPMENT FOR THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, NEW JERSEY, APPROPRIATING THE SUM OF \$177,000. THEREFORE, AND AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS OR BOND ANTICIPATION NOTES OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, NEW JERSEY, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$168,150. MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING.

Motion to open to public hearing made by Scelso and seconded by Casey. All were in favor.

Motion to close public hearing made by Scelso and seconded by Bilella. All were in favor.

Motion to adopt Ordinance No. 2010-08 made by Maccaroni seconded by Scelso. All were in favor.

ORDINANCE NO. 2010-09, SALARY ORDINANCE AMENDING SALARY ORDINANCE 2009-22 SUPPLEMENTING CHAPTER 62 OF THE CODE OF THE BOROUGH OF BERLIN ENTITLED "SALARIES".

Motion to open to public hearing made by Bilella and seconded by Scelso. All were in favor.

Motion to close public hearing made by Scelso and seconded by Bilella. All were in favor.

Motion to adopt Ordinance 2010-09 made by Bilella and seconded by Scelso. All were in favor.

RESOLUTIONS:

Meeting open to the public on Resolutions R8-1; 2010 through R8-17; 2010

Motion to close public hearing by Casey and seconded by Bilella. All were in favor.

R8-1;2010, APPROVAL FROM BOROUGH COUNCIL FOR THE HIRING OF LINDA DAVIS FOR THE TEMPORARY POSITION OF CLEANING THE POLICE STATION, THE PUBLIC LIBRARY AND THE BOROUGH OFFICES AT THE HOTEL AT THE RATE OF \$12.00 PER HOUR.

R8-2;2010, AUTHORIZATION TO REFUND DANIELLE CHUPPE, 28 CANYON DRIVE \$10.00 FOR TWO EXTRA SHIRTS FOR CAMP LONACOMING AS THE MONEY WAS PAID IN REGISTRATION FEE THEREFORE BEING PAID TWICE.

R8-3; 2010, A RESOLUTION TO REFUND ESCROW FEES DUE TO ACCOUNTS BEING CLOSED TO :

BLOCK 1101, LOT 16, SAHARA SAM'S OASIS \$596.56

BLOCK 2304, LOT 34, THOMAS & MONICA SHALLOW \$ 37.50

BLOCK 1601, LOT 12, HARRY SCHETTER \$1000.00

BLOCK 2100, LOT 2.01, MICHAEL & JILL RICCA \$ 175.50

BLOCK 1300, LOT 2 & 4, INTERSTATE DEVELOPMENT \$ 813.58

R8-4; 2010, A RESOLUTION AUTHORIZING 2ND. QUARTER 2010 UTILITY BILL ADJUSTMENTS FOR;

59 S. WHITE HORSE PIKE HYDRANT METER RENTAL ACCOUNT \$-18.00

QUALITY LANDSCAPING HYDRANT METER \$+53.50

R8-5;2010, AUTHORIZATION TO RELEASE PERFORMANCE BOND FOR HENDON DEVELOPERS, LLC PER RECOMMENDATION FROM ERI IN THE AMOUNT OF \$634,093.50 CONTINGENT UPON THE POSTING OF A TWO YEAR MAINTENANCE BOND IN THE AMOUNT OF \$79,261.679 AND ESCROW IN THE AMOUNT OF \$3,963.08.

R8-6;2010, A RESOLUTION MEMORIALIZING A VERBAL VOTE TAKEN ON JULY 8, 2010 DUE TO A JULY 30 DEADLINE DECISION NEEDED FOR CINDY ROBETS, SENIOR PROJECT MANAGER FOR GREEN ACRES FUNDING ON WHETHER COUNCIL WANTS TO APPLY FOR FUNDING AND ALSO FUND OUT OF OPEN SPACE ON PROPERTY LOCATED ON CROSS KEYS ROAD TO DEDICATE AS OPEN SPACE.

R8-7;2010, AUTHORIZATION TO ENTER INTO A RENEWAL OF MEMBERSHIP IN THE CAMDEN COUNTY MUNICIPAL JOINT INSURANCE FUND FOR A THREE YEAR PERIOD BEGINNING JANUARY 1, 2011 AND ENDING DECEMBER 31, 2014.

R8-8;2010, AUTHORIZATION TO EXECUTE AN AGREEMENT WITH FIBER TECHNOLOGIES NETWORKS, LLC, A NEW YORK COMPANY TO PERMIT THE INSTALLATION, USE AND MAINTENANCE OF TELECOMMUNICATIONS FACILITIES WITHIN PUBLIC RIGHTS OF WAY FOR PURPOSES OF PROVIDING TELECOMMUNICATIONS SERVICES IN THE BOROUGH OF BERLIN EFFECTIVE IMMEDIATELY AND UNTIL DECEMBER 31, 2011 OR UNTIL ANOTHER AGREEMENT CAN BE EXECUTED AFTER THAT DATE.

R8-9;2010, APPROVAL FOR DEBBIE'S FLORIST TO OBTAIN A MERCANTILE LICENSE FOR DEBBIE'S COFFEE GARDEN FOR THE SALE OF COFFEE AND CAKES LOCATED AT THE SAME LOCATION AS DEBBIE'S FLORIST, 136 SO. WHITE HORSE PIKE, BERLIN.

R8-10;2010, A RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO SECURE THE SERVICES OF BOND COUNSEL TO ISSUE A CURRENT FUND BOND ANTICIPATION NOTE.

R8-11;2010, APPROVAL FROM BOROUGH COUNCIL THAT THE BOROUGH OF BERLIN HAS COMPLIED WITH N.J.A.C. 5:30-6.5 WHEREAS AN ANNUAL AUDIT OF IT'S BOOKS, ACCOUNTS AND FINANCIAL TRANSACTIONS HAS BEEN CONDUCTED BY A REGISTERED MUNICIPAL ACCOUNTANT AND A COPY OF THE AUDIT HAS BEEN RECEIVED BY EACH MEMBER OF THE GOVERNING BODY.

R8-12;2010, APPROVAL FROM BOROUGH COUNCIL TO APPROVE 2010-2011 LIQUOR LICENSE TO VENICE CATERING OF BERLIN, NEW JERSEY CONTINGENT UPON THE STATE OF NEW JERSEY ISSUING A TAX CLEARANCE CERTIFICATE ON FRIDAY, AUGUST 31, 2010.

R8-13;2010, AUTHORIZATION FROM BOROUGH COUNCIL TO HAVE ENGINEER BIRDSALL SERVICES, GROUP TO MOVE FORWARD IN PREPARING APPLICATIONS TO THE DEPARTMENT OF TRANSPORTATION FOR PRIORITY 1, SOUTH ARLINGTON AVE FROM WHITE HORSE PIKE TO CLEMENTON ROAD AND PRIORITY 2, DOVER AVENUE FROM SOUTH ARLINGTON TO FRANKLIN AVENUE FOR AN AMOUNT NOT TO EXCEED \$3600.00.

R8-14 Voided due to duplicate.

R8-15;2010, AUTHORIZATION TO APPROVE ERI'S CHARGES TO BID OR QUOTE PROJECT ON BLAINE AVENUE IN THE TOWNSHIP OF BERLIN FOR A COST NOT TO EXCEED \$4500.00. Motion to table made by Casey seconded by Bilella. All were in favor.

R8-16;2010, APPROVAL FROM BOROUGH COUNCIL TO GO OUT TO BID FOR MATERIAL FOR FLOOR AT THE BERLIN COMMUNITY CENTER AND ALTERNATE # 1 FOR INSTALLATION OF FLOORING.

R8-17; 2010, A RESOLUTION AUTHORIZING THE DUE DATE FOR TAX BILLS TO BE EXTENDED TO AUGUST 30, 2010.

Motion to adopt Resolutions R8-1 through R8-17; 2010 excluding R8-14 and R8-15 made by Casey6 and seconded by Maccaroni. All were in favor.

PAYMENT OF BILLS: Motion to pay bills for the month of July, 2010 in the amount of \$1,249,532.97 made by Maccaroni and seconded by Casey. All were in favor.

MOTION TO ADJOURN made by Casey and seconded by Maccaroni. All were in favor.

Charleen Santora, RMC, Borough Clerk