

**BOROUGH OF BERLIN
COUNCIL MEETING MINUTES
MONDAY, OCTOBER 4, 2010
MUNICIPAL BUILDING
59 SO. WHITE HORSE PIKE
BERLIN NJ
7:00 PM**

MEETING CALLED TO ORDER BY MAYOR ARMANO.

FLAG SALUTE LED BY THE MAYOR.

SUNSHINE NOTICE: Adequate notice of this meeting has been given in accordance with the Open Public Meeting, Pursuant to Public Law 1975, Chapter 231. Said notice has been advertised in the Courier Post and posted on the Hotel Bulletin Board showing the date, place and time of said meeting was read by the clerk.

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

PRESENT ALSO: Solicitor George Botcheos.

Mayor Armano explained the procedure for promotions noting that Michael Miller had the highest "scores" among the five candidates for this position.

RESOLUTION R10-11; 2010, APPROVAL FROM BOROUGH COUNCIL TO PROMOTE DETECTIVE MICHAEL MILLER OF THE BERLIN POLICE DEPARTMENT TO THE POSITION OF SERGEANT.

Motion made by Chance and seconded by Maccaroni. All were in favor.

PROMOTION OF BERLIN POLICE DETECTIVE MICHAEL MILLER. Mayor Armano swore in Detective Miller to the position of Sergeant. Michael's three sons held the bible for their father. This position takes effective on this date.

APPROVAL OF MINUTES:

- Council meeting of September 7, 2010. Motion made by Casey and seconded by Chance. All were in favor.

Mayor Armano explained that the minutes for September 28, 2010 were not given out in time for the council to review and approve therefore they were taken off of the agenda.

DEPARTMENT REPORTS FOR THE MONTH OF AUGUST, 2010.

- Construction report for the month of August, 2010, \$5222.00.
- Clerk's report for month of August, 2010, \$5,923.44.

- Tax Collector's report for the month of August, 2010 in the amount of \$4,727,941.91.
- Utility report for the month of August, 2010 in the amount of \$44,043.94.
- Municipal Court report for the month of August, 2010 in the amount of \$10,233.33.

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

PRIVILEGE OF FLOOR:

Mary Page, 5 Roosevelt Blvd., Carriage Stop. Berlin - Ms. Page is asking the governing body to consider making Kennedy, Lincoln, Wilson, and Duke, all dedicated streets in the borough because their association has to maintain these Streets and they are not getting any tax concession breaks. Mayor explains a study is being done by the engineer to see if these streets can possibly confirm to borough code as they did not when built.

Tammy Porter, So. Franklin Avenue - Asks if a "no parking" resolution was requested by Superintendent Frank Domin for Franklin Avenue near the school.

Diane McCullough, 131 Lincoln Lane- Requesting a deer crossing sign to be erected on Cross Keys and New Freedom Road. Mayor Armano that this is a County road and the County would have to be notified.

Mr. Trawinski, 6 Glacier Drive - States code violations in Lonaconing East have not been corrected. Mayor Armano will contact the engineer and get back to him.

Michael Iuliucci, 191 Clementon Road, Berlin - Requesting the vacating of paper street Vermont Avenue. He would like permission to carve a path from the end of Maine Avenue through undeveloped Borough property to the ball fields adjacent the Berlin Community School. Councilman Chance feels this would be a safety issue. Councilman Bilella feels that a crossing guard at the location of people crossing would not be wise across a four lane road.

COUNCIL MEMBER'S REPORTS:

- MAYOR ARMANO, Mayor Armano reminded everyone that the community school is hosting a car show on Oct. 16 and also the fire company is having their annual fire prevention at the show at the community center on Oct. 6.
- BUILDINGS & GROUNDS, Chairman Scott Scelso. Hotel painting of back wall has been started./All outlets at municipal building have been taken care of./Quotes are being obtained for the roof at 16 Haines./Sign near Gates of Heaven Cemetery on White Horse Pike is being fixed.
- STREETS & ROADS, Chairman Jim Bilella. Road program will be finishing up in the near future. /CDBG is changing funding formula whereas. Berlin will receive more money but 25% will be taken away to be used for projects of need throughout the communities. He will be on the future committee for CDBG.
- WATER & SEWER, Chairman Joe Sahina was absent.

- PUBLIC SAFETY, Chairman Dennis Chance Report attached to these minutes for fire department, police department and ambulance squad.
- HEALTH & RECREATION, Chairman Bill Casey. Reports that one bid was received for the floor at the community center and it had to be rejected due to not being in compliance with the Public Contract bidding law. A resolution is on agenda to re-bid project. /He suggests a thank you be sent to all organizations or individuals who to date have donated money to the center. Mayor Armano is working on a gold, silver, bronze appreciation recognition.
- FINANCE, Chairman Nick Maccaroni. Reports that the CFO is doing a great job keeping an eye out on the budget.
- SOLICITOR, George Botcheos. No report for this meeting.
- ADMINISTRATOR, Charleen Santora. Will be setting up another finance meeting to go over the salary ordinance contractual changes that will be need to introduce at the November 8 meeting so the new rates are effective January 1. She reported that a department head meeting was held to get information from each department on what cost savings measures were used in 2010 and what will be used in 2011. Also to seek information as to what, if any, capital items may be necessary for future planning./She will be sending out all minutes via e mail and not copying them for council./New recycling cans are being distributed in one size and exchanges are being made upon request. This was necessary due to the company not having to check different sizes for different locations.

ORDINANCES, 2ND. READINGS

BOND ORDINANCE NO. 2010-10, BOND ORDINANCE AUTHORIZING THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT FOR THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, NEW JERSEY; APPROPRIATING THE SUM OF \$510,000. THEREFORE; 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 UP TO \$484,500; MAKING CERTAIN DETERMINATIONS AND COVENANTS; AND AUTHORIZING CERTAIN RELATED ACTIONS IN CONNECTION WITH THE FOREGOING.

Motion to open Bond Ordinance No. 2010-10 to the public made by Scelso, Sec.; Bilella. All were in favor.

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

Motion to adopt Ordinance No. 2010-10 made by Maccaroni and seconded by Bilella. All were in favor.

ORDINANCE 2010-11, AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 299 OF THE CODE OF THE BOROUGH OF BERLIN ENTITLED "TAXATION".

Motion to open Ordinance No. 2010-11 to the public made by Bilella and seconded by Chance. All were in favor.

Motion to close public hearing on Ordinance No. 2010-11 made by Casey and seconded by Scelso. All were in favor.

Motion to adopt Ordinance No. 2010-11 made by Maccaroni and seconded by Casey. All were in favor.

ORDINANCE NO. 2010-12; AN ORDINANCE AMENDING THE ZONING AND LAND USE REGULATIONS OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY TO IMPLEMENT DESIGN STANDARDS FOR THE CENTRAL BUSINESS DISTRICT.

Motion to open Ordinance No. 2010-12 to the public made by Chance and seconded by Scelso. All were in favor.

Motion to close public hearing on Ordinance No. 2010-12 made by Casey and seconded by Scelso. All were in favor.

Motion to adopt Ordinance No. 2010-12 made by Bilella and seconded by Chance. All were in favor.

ORDINANCE NO. 2010-13, AN ORDINANCE AMENDING THE ZONING AND LAND USE REGULATIONS OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN, STATE OF NEW JERSEY TO EXPAND THE CENTRAL BUSINESS DISTRICT.

Motion to open public hearing on Ordinance No. 2010-13 made by Chance and seconded by Bilella. All were in favor.

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

Motion to adopt Ordinance No. 2010-13 made by Bilella and seconded by Maccaroni. All were in favor.

RESOLUTIONS:

Meeting open to the public on Resolutions R10-1 through R10-14; 2010 except R10-11; 2010.

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

RESOLUTION R10-1; 2010, A RESOLUTION OF THE BOROUGH OF BERLIN AUTHORIZING 3RD QUARTER 2010 UTILITY BILL ADJUSTMENTS FOR;

ACCOUNT 39022-0, 174 NORTH AVE. REFUND OVERPAY \$181.31

ACCOUNT 48154-0, 369 KATHERINE AVE, SENIOR DEDUCTIONS -38.46

ACCOUNT 31190-3, TWP SENIOR +\$12.82

ACCOUNT 47418-0, 14 N. WALNUT OVERBILLED -\$69.38

ACCOUNT 133670-0, 202 BROAD AVE. NOT ENTITLED DISCOUNT +\$12.82

ACCOUNT 51557-0, 15 GENOVA DR METER IN WRONG +\$137.60

ACCOUNT 51551-0, 19 COPLEY CIRCLE ADDITIONAL BILLING +\$1030.50

ACCOUNT 51552-0, 21 COPLEY CIRCLE, ADDITIONAL BILLING +\$740.50

ACCOUNT 51554-0, 23 COPLEY CIRCLE, ADDITIONAL BILING \$+\$141.75

ACCOUNT 30510-0, 1 OLD EGG HARBOR RD., ACTIVTE ACCT \$+138.00

RESOLUTION R10-2;2010, AUTHORIZATION TO APPROVE A MERCANTILE LICENSE FOR ROBERT LAFERTY T/A LAFERTY HEATING AND COOLING, LLC FOR THE REPAIR AND MAINTENANCE ON HEATING AND AIR CONDITIONER SYSTEMS LOCATED AT 329 SOUTH WHITE HORSE PIKE, BERLIN, N.J.

RESOLUTION R10-3;2010, A RESOLUTION OF THE BOROUGH AUTHORIZING THE TAX REFUND FOR BLOCK 906, LOT 8 IN THE AMOUNT OF \$1,471.78 DUE TO MORTGAGE COMPANY OVERPAYMENT.

RESOLUTION R10-4; 2010, A RESOLUTION REQUIRING ELECTED OFFICIALS TO ATTEND BASIS COURSES ON RESPONSIBILITIES AND OBLIGATIONS IN LOCAL GOVERNMENT.

RESOLUITON R10-5;2010, APPROVAL FROM BOROUGH COUNCIL TO AUTHORIZE THE ADMINISTRATOR TO REQUEST TO COMPUTERSHARE, AGENT FOR PRUDENTIAL INSURANCE, TO CASH IN THE 562 SHARES OF PRUDENTIAL COMMON STOCK VALUED AT \$28,437.20 TO THE BOROUGH.

RESOLUTION R10-6; 2010, A RESOLUTION TO APPROVE THE YEAR 32 COMMUNITY DEVELOPMENT GRANT AGREEMENT FOR THE COMMUNITY DEVELOPMENT BLOCK PROGRAM.

RESOLUTION R10-7;2010, APPROVAL FROM COUNCIL TO AWARD THE CONTRACT FOR A FORD E 450 EMERGENCY VEHICLE TO BAY HEAD INVESTMENTS, INC., 43 JEFFERSON AVENUE, BERLIN, NJ FOR AN AMOUNT NOT TO EXCEED \$156,216.80. (CAF approved)

RESOLUTION R10-8; 2010, A RESOLUTION/PROCLAMATION DECLARING OCTOBER 10, 2010 PUT THE BRAKES ON FATALITIES DAY BY BERLIN BOROUGH.

RESOLUTION R10-9; 2010, AUTHORIZATION TO REFUND ESCROW FEES DUE TO THE CLOSING OF ACCOUNTS TO:

BLOCK 1500, LOT 5, \$411.50, Block 100, LOT 1, \$11,246.65 AND BLOCK 2502, LOT 9 \$286.25.

RESOLUTION R10-10, AUTHORIZAITON FROM BOROUGH COUNCIL TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE COUNTY OF CAMDEN FOR THE BOROUGH

TO REMOVE SNOW FROM DESIGNATED COUNTY ROADS IN EXCHANGE FOR PRO-RATED ALLOWMENTS OF ROAD SALT AND/OR CALCIUM.

RESOLUTION R10-12; 2010, APPROVAL FROM BOROUGH COUNCIL TO ACCEPT THE RESIGNATION OF OFFICER HELEN ANN LEGATIE FROM THE BERLIN POLICE DEPARTMENT EFFECTIVE OCTOBER 4, 2010.

RESOLUTION R10-13; 2010, AUTHORIZATION TO RE-BID THE FLOORING FOR THE BERLIN COMMUNITY CENTER.

RESOLUTION R10-14; 2010, APPROVAL FROM BOROUGH COUNCIL TO ENTER INTO A SHARED SERVICES AGREEMENT WITH THE COUNTY FOR AN ANIMAL CONTROL OFFICER.

Motion to adopt Resolutions R10-1 through R10-14; 2010 except R10-11; 2010, made by Casey and seconded by Chance. All were in favor.

PAYMENT OF BILLS FOR THE MONTH OF SEPTEMBER, 2010 IN THE AMOUNT OF \$1,428,659.41. Motion Maccaroni and seconded by Scelso. All were in favor.

Motion to adjourn, Casey seconded by Chance. All were in favor.

Charleen Santora, RMC