



BOROUGH OF BERLIN
MUNICIPAL BUILDING
59 SOUTH WHITE HORSE PIKE
BERLIN, NJ 08009

COUNCIL MEETING AGENDA
THURSDAY, MARCH 14, 2024

REGULAR MEETING BEGAN IMMEDIATELY AFTER THE 6:30 PM WORKSHOP MEETING

MEETING CALLED TO ORDER

PLEDGE OF ALLEGIANCE

STATEMENT OF ADVERTISEMENT:

Notice of this meeting has been provided to the Courier Post and the Philadelphia Inquirer and is posted on the Borough Hall Bulletin Board stating the time, date, and the place of the meeting.

ROLL CALL:

Councilman Badolato - Present
Councilwoman Cummings – Absent
Councilman Hohing – Present
Councilman Mascarenhas – Present
Councilman Wilkinson – Present
Council President Miller – Present
Mayor Miller – Present

Also present: Solicitor, Howard Long – Present
Administrator, Anne Marie Miller – Present
Municipal Clerk, Rachel von der Tann, RMC – Present

APPROVAL OF MINUTES

Approval of February 8 ,2024, workshop meeting minutes Motion; Councilman Mascarenhas, Seconded.; Council President Miller , AIF: All

Approval of February 8, 2024, regular meeting minutes Motion; Councilman Badolato , Seconded.; Councilman Mascarenhas , AIF: All .

Approval of February 22, 2024, workshop meeting minutes, Motion; Council President Miller , Seconded.; Councilman Hohing, AIF : All .

COUNCIL REPORTS

- **BUILDINGS, PARKS, & RECREATION** Councilman Badolato and Councilman Mascarenhas
- **PUBLIC WORKS, STREETS & ROADS** – Councilwoman Cummings and Councilman Wilkinson
- **WATER & SEWER** - Councilwoman Cummings and Councilman Badolato

- **PUBLIC SAFETY** – Councilman Hohing and Councilman Mascarenhas
- **YOUTH ATHLETICS , COMMUNITY EVENTS** – Council President Miller and Councilman Wilkinson
- **FINANCE** –Council President Miller and Councilman Hohing
- **SOLICITOR**- Howard Long
- **MAYOR**-Rick Miller

BUILDINGS, PARKS, & RECREATION Councilman Badolato and Councilman Mascarenhas

Councilman Badolato met with the Police Department this past week and they decided on a type of fence that would work well with the department. Councilman Badolato is still waiting for the estimate to get the cameras hooked up at the community center, and the wiring from the electrician. Councilman Badolato had a meeting with Councilman Mascarenhas and Council President Miller, regarding the playgrounds and Councilman Mascarenhas will go more in detail because he's done a lot of leg work and states that he has done a really good job with it. Councilman Badolato would like to thank him for that. He also would like to thank his granddaughter Amelia ,because if it wasn't for her, he might not have gone to the playground.

Councilman Mascarenhas hands out packets to Mayor and Council on designs for all 3 Berlin Parks. States that his granddaughter was his inspiration for all this.

Councilman Mascarenhas says the plan is to start one park at a time until that park is completed then move on to the next park.

He states this will be done through State Contract and the ballpark totals are about \$100,000 per park.

Mr. Long compliments Councilman Mascarenhas on a job well done.

- **PUBLIC WORKS, STREETS & ROADS** - Councilman Wilkinson and Councilman Cummings

Councilman Wilkinson states that he was advised from Public Works that the Organics Collection is now back to the regular schedule and pick up regularly scheduled days on trash days.

Spring leaf collection begins Monday, April 1st and will end April 12th.

There was 42.5 tons of single stream recycling collected the last month 282 tons of trash was collected for the month of February, £90 of electric waste was collected for the month of February 3 tons of cardboard was collected for the month of February.

The Berlin Borough 2024 road project will include Hillcroft, Independence Court , Evanine Drive and Princeton Court.

The Haddon Avenue Bridge is currently being worked on. Estimated time that the bridge will remain closed is Memorial Day.

There is no estimated time when the Crosskeys road project will get into Berlin.

- **WATER & SEWER** - Councilwoman Cummings and Councilman Badolato

Councilwoman Cummings was absent.

Councilman Badolato had nothing to report.

- **PUBLIC SAFETY** – Councilman Hohing and Councilman Mascarenhas

Councilman Hohing states monthly numbers, EMS typical volumes. Berlin Borough did 106 calls which is about 45% overall. The volume Berlin Township did was 71 calls altogether and about 30% and the residual 10 or 12% was surrounding neighborhoods as well.

Berlin Fire company responded to 57 calls for service in the month of February and reported dwelling fires to rescue assignments and five motor vehicle accidents. They had one vehicle, fire, one wires down, and 14 alarm systems and six natural gas calls.

The Borough firefighters receive training on Tuesday nights. That included firefighter safety and EMS review electric vehicle and anatomy and hazards, fire scene preservation and the Solid Rock walk through. They also staffed weekly daytime duty crews and during those hours ready to respond to all calls for service, review and inspect the checked apparatus hall, maintenance, cleaning, and extra training. Councilman Hohing states day duty crews did come in handy in several instances this past month.

Councilman Hohing wants to point out that the Berlin Fire Company is proud to announce that they were awarded the American Rescue Plan Firefighters Grant for 2024 in the amount of \$75,000.

Police department report is as follows. They had 2724 calls for service as compared to 2629 in January, slightly up 312 summonses as compared to 231 in January, that's significantly increased. They had 25 arrests compared to 33 in January. 29 motor vehicle crashes compared to 41 in January and 278 traffic stops compared to 130 in January.

- **YOUTH ATHLETICS AND COMMUNITY EVENTS-** Council President Miller and Councilman Wilkinson

Councilman Wilkinson has submitted some things he needs approval on from the CFO, to find out what can be budget for those programs specifically the soccer and the baseball.

Councilman Wilkinson thanks Andy Simone for his help working on the batting cages.

- **FINANCE** – Council President Miller- See attached report on finance.

Councilman Mascarenhas asked about the HVAC for the Community Center.

Mayor Miller says that needs to be in Budget talks with the CFO before we can go out to bid.

- **SOLICITOR** – Mr. Long said he had nothing to report.
- **MAYOR Miller-**

The Mayor states on tonight's agenda , there is a resolution for acquiring the Blaese's property. He would like to thank Mr. Badolato for working on this. The Borough was able to work something out where Mr. Blaese agreed to sign the deed in lieu of foreclosure. He will sign the property over so we can move forward and not have to go through the formality of going through court. He thanks Bill Behnke for his assistance in getting us in touch with Mr. Blaese and following through.

The Mayor would like to acknowledge and congratulate Kelly Foster on becoming a Certified Court Administrator.

OLD BUSINESS

SECOND READING ON ORDINANCE NO. 2024-02

AN ORDINANCE AMENDING CHAPTER 335, ZONING AND LAND USE, OF THE CODE OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN AND STATE OF NEW JERSEY TO INCORPORATE PINELANDS DEVELOPMENT CREDITS REQUIREMENTS INTO THE PC-3 DISTRICT.

Meeting open to the public on Ordinance No. 2024-02, Council President Miller, Second.; Councilman Hohing ,AIF: All.

Meeting closed to the public on Ordinance No. 2024-02 Councilman Badolato, Second; Councilman Mascarenhas , AIF : All .

Motion to adopt Ordinance No. 2024-02 Councilman Hohing , Second.; Councilman Badolato, RCV All in favor.

SECOND READING ON ORDINANCE NO. 2024-03

AN ORDINANCE CREATING CHAPTER 283, OF THE CODE OF THE BOROUGH OF BERLIN ESTABLISHING REQUIREMENTS FOR THE STORAGE OF SALT AND OTHER SOLID DE-ICING MATERIALS ON PROPERTIES NOT OWNED OR OPERATED BY THE MUNICIPALITY (PRIVATELY-OWNED), INCLUDING RESIDENCES, IN THE BOROUGH OF BERLIN.

Meeting open to the public on Ordinance No. 2024-03, Council President Miller, Second.; Councilman Hohing, AIF All .

Meeting closed to the public on Ordinance No. 2024-03 Councilman Badolato , Second; Councilman Hohing , AIF_____.

Motion to adopt Ordinance No. 2024-03 Councilman Hohing , Second.; Council President Miller , RCV All in favor .

SECOND READING ON ORDINANCE NO. 2024-04

AN ORDINANCE CREATING CHAPTER 311 OF THE CODE OF THE BOROUGH OF BERLIN, ESTABLISHING REQUIREMENTS FOR TREE REMOVAL AND REPLACEMENT IN THE BOROUGH OF BERLIN TO REDUCE SOIL EROSION AND POLLUTANT RUNOFF, PROMOTE INFILTRATION OF RAINWATER INTO THE SOIL.

Meeting open to the public on Ordinance No. 2024-04, Councilman Mascarenhas , Council President Miller ,AIF All .

Meeting closed to the public on Ordinance No. 2024-04 Councilman Mascarenhas , Second: Councilman Hohing AIF All .

Motion to adopt Ordinance No. 2024-04 Council President Miller , Second.; Councilman Hohing, RCV Councilman Wilkinson voted Nay

Councilman Badolato, Councilman Hohing, Councilman Mascarenhas, Council President Miller voted Aye

SECOND READING ON ORDINANCE NO. 2024-05

AN ORDINANCE IN ACCORDANCE WITH P.L.2021, C.182, RENTAL DWELLINGS CONSTRUCTED PRIOR TO 1978 MUST BE INSPECTED FOR LEAD-BASED PAINT HAZARDS.

A FEE OF \$20 PER UNIT WILL BE ASSESSED WHICH SHALL THEN BE DEPOSITED INTO THE LEAD HAZARD CONTROL ASSISTANCE FUND.

Meeting open to the public on Ordinance No. 2024-05, Councilman Badolato , Second. Councilman Mascarenhas ,AIF All .

Meeting closed to the public on Ordinance No. 2024-05 Councilman Badolato Second: Councilman Hohing, AIF All .

Motion to adopt Ordinance No. 2024-05 Councilman Badolato , Second.; Councilman Hohing, RCV All .

NEW BUSINESS

FIRST READING ON ORDINANCE NO. 2024-06

ORDINANCE OF THE BOROUGH OF BERLIN AMENDING CHAPTER 235 OF THE CODE OF THE BOROUGH OF BERLIN CAPTIONED "SOLID WASTE"

Motion to introduce Ordinance No. 2024-06, Councilman Wilkinson , Sec., Councilman Mascarenhas RCV All .

FIRST READING ON ORDINANCE NO. 2024-07

IN CONNECTION WITH THE AMENDED STORMWATER MANAGEMENT RULES, NJAC 7:8, THE BOROUGH MUST UPDATE ITS STORMWATER CONTROL ORDINANCE (CHAPTER 336 ARTICLE I) BY JULY 17, 2024, TO BE IN COMPLIANCE WITH THE TIER A STORMWATER PERMIT.

Motion to introduce Ordinance No. 2024-07, Councilman Badolato Sec., Councilman Hohing RCV: All .

FIRST READING ON ORDINANCE NO. 2024-08

ORDINANCE OF THE BOROUGH OF BERLIN, COUNTY OF CAMDEN AND STATE OF NEW JERSEY "SHORT TERM RENTAL PROPERTY PROHIBITION" OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF BERLIN.

Motion to introduce Ordinance No. 2024-08, Councilman Badolato Sec., Council President Miller RCV All in favor.

CONSENT AGENDA Resolutions R3-56;2024 to R3-70:2024

Motion to open to the public: Councilman Mascarenhas Second; Council President Miller AIF: All

Motion to close public portion: Council President Miller Second; Councilman Hohing AIF: All

RES. R3-56-2024

Resolution memorializing a contract with Reilly Realtors to act as a rental property manager for Borough owned property for the year 2024.

RES. R3-57-2024

Resolution approving Kelly Foster as Certified Municipal Court Administrator.

RES. R3-58-2024

Resolution approving William R. Tovar, from Berlin NJ, application for membership to the Borough of Berlin Fire Company No.1

RES. R3-59-2024

Resolution entering into a contract under Sourcewell Cooperative purchasing program for the purchase of one (1) Verisight Pro + Push Camera (200') in the amount of \$14,993.38.

RES. R3-60-2024

Resolution authorizing Council to permit DPW to dispose of this vehicle from their department. 2011 Dodge Charger- Vin 2B3CL1CGBH587914.

RES. R3-61-2024

Resolution authorizing Council to approve the following Borough merchandise to advertise on Gov Deals; a 2008 Ford Crown Victoria VIN: 2FAFP71V38X118779, as this vehicle is no longer needed by the Police Department.

RES. R3-62-2024

Resolution authorizing Change Order for final as -built quantities and a penalty for air voids. Change order # 1 will decrease the total contract amount by -\$13,657.69.

RES. R3-63-2024

Resolution authorizing budget appropriation transfers during the first three months of the succeeding fiscal year for the Borough of Berlin, County of Camden, State of New Jersey.

RES. R3-64-2024

Resolution authorizing an amendment of Resolution R2-42:2024 for 3 Park Avenue due to a meter malfunction, in the amount of \$103.44.

RES. R3-65-2024

Resolution authorizing the issuance of a duplicate tax sale certificate pursuant to Chapter 99 of the Public Laws of 1997.

RES. R3-66:2024

Resolution requesting authorization from Borough Council per recommendation from Pennoni Associates to release the performance bond in its entirety for the Nexus Properties, Inc in the amount of \$48,804.00 contingent upon posting of a one (1) year maintenance guarantee in the amount of \$6,100.50 and the posting of escrow in the amount of \$500.00.

RES. R3-67:2024

Resolution authorizing the refund of outstanding escrow to Premier Outdoor Media of Mount Laurel NJ in the amount of \$2,482.50 per recommendation per Colliers Engineers , Stuart Platt and CME Associates.

RES. R3-68;2024,

Resolution approving Payment of Bills for February totaling \$2,810,445.79

RES. R3-69;2024,

Resolution authorizing the Mayor of the Borough of Berlin to accept a deed in lieu of foreclosure of tax sale certificates 2008-018 and 2017-00014, for property located at 71 South White Horse Pike, identified on the borough tax map as block 1108, lot 7, and the cancellation of such tax sale certificates from Joseph E, Blaese, Sr.

RES. R3-70;2024,

Resolution proclaiming to local residents and government entities that the municipality expresses its opposition to the adoption of Wharton State Forest visiting vehicle use map.

MOTION TO APPROVE RESOLUTIONS R3-56;2024 to R3-70;2024 Councilman Mascarenhas Sec.; Council President Miller RCV All

PRIVILEGE OF FLOOR

Motion to open the public portion: Councilman Hohing

Seconded: Council President Miller AIF: All Opposed: None

Motion to close the public portion: Councilman Mascarenhas

Seconded: Council President Miller AIF: All Opposed: None

CLOSED SESSION

Motion to enter executive session: Councilman Mascarenhas

Seconded: Councilman Hohing AIF: All Opposed: None

Motion to close executive session: Councilman Wilkinson

Seconded: Councilman Hohing AIF: All Opposed: None

GOOD OF THE ORDER

Motion to adjourn: Councilman Mascarenhas

Seconded: Councilman AIF: All Opposed: None

Submitted by:
Rachel von der Tann
Municipal Clerk

PUBLIC COMMENT

Connie Adams , Berlin Resident

Talks about the Revitalization of Downtown Berlin.

They are having a benefit March 24 between 1-3pm at Ollies Gators and invited to come and check it out.

Kathleen Healy, Berlin Resident

She wants to thank Mr. Badolato for a job well done with cleaning up the cemetery near her backyard.

Kristen Simone , Berlin Resident

Thanks the Mayor and DPW for cleaning up the sidewalk on Clementon Road,