

Township of Berkeley Heights
Union County, New Jersey
March 15, 2022

Adequate notice of this meeting has been provided by forwarding a copy to the Courier News, Star Ledger and posting on the Township website, at least forty-eight hours prior to the meeting, all in accordance with the Open Public Meetings Act. This meeting was contained on a list of meetings set by resolution dated January 4, 2022. This meeting will not substantially go past 10:30 p.m.

COUNCIL MEMBERS:

Gentiana Brahimaj
Manuel Couto – Vice President
Paul Donnelly
John Foster
Jeanne Kingsley - President
Jeff Varnerin
Angie Devanney- Mayor

AGENDA FOR PUBLIC MEETING

Meeting will be held IN-PERSON and livestreamed via Zoom.

To view the meeting via Zoom, use the link: <http://zoom.us/s/3575747364>
if you need to enter a meeting ID, it is: 357-574-7364.

- I. CALL TO ORDER – 7:00 p.m.**
- II. ROLL CALL**
- III. FLAG SALUTE**
- IV. PROCLAMATION – Court Appointed Special Advocates (CASA)**
- V. CONFERENCE SESSION - Permanent Outdoor Dining
- GLHS Woodworking Department**
- VI. REGULAR AGENDA**
- VII. HEARING ON AGENDA ITEMS ONLY- (3) minutes per resident**
Comments are welcome during the public comment period during this meeting on any agenda item. However, if an ordinance is listed for its own public hearing on the agenda, please hold your comments for that particular public hearing. To make your comment, the speaker must come forward to the microphone and state his/her name and address for the record. Each speaker is limited to 3 minutes. The (Mayor/Council President) will keep time. Please

promptly yield on the floor when time is called and return to your seat. Your cooperation in adherence to these rules of order will ensure an orderly and respectful meeting.

Alternatively, written comments may also be submitted in lieu of verbal comments. You may submit written comments in advance of the meeting either via electronic mail (to: aminkoff@bhtwp.com) or by written letter (to: Township Clerk, 29 Park Avenue, Berkeley Heights, NJ 07922), including commenter's full name and address, which must be received by the Township Clerk by 4:00 P.M. on the date of the meeting.

IV. NEW BUSINESS – RESOLUTIONS OFFICIAL ACTION WILL BE TAKEN ON THE FOLLOWING:

1. Resolution approving Bill List dated March 15, 2022, in the amount of \$992,154.07.
 2. Resolution authorizing the application of the 2022 Transportation Electrification program, for an electric garbage and leaf truck, in the amount of approximately \$584,922.50.
 3. Resolution authorizing a contract with Regional Industries, LLC, for the provision of Residential Clean-Up in the amount not to exceed \$142,000.00.
 4. Resolution authorizing the application of the 2022 Union County Infrastructure and Municipal Aid Grant.
 5. Resolution authorizing an amendment to a contract with MAST Construction Services, Inc. in connection with the municipal complex redevelopment project.
- 6. CONSENT AGENDA** – All matters listed under Consent Agenda are considered routine by the Township Council and will be enacted upon by one motion; there will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.
- a. Resolution authorizing a tax overpayment for the property located at 455 Park Avenue, in the amount of \$4,693.31.

VIII. INTRODUCTION OF ORDINANCES:

Public Hearing and Final Adoption scheduled for April 5, 2022

1. **An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey, Amending Chapter 2.128 entitled "Personnel System" of Title 2 entitled "Administration and Personnel" of *The Code of the Township of Berkeley Heights* to Amend the Township's Holidays.** (EXPLANATORY STATEMENT: This Ordinance amends the Township Code on holidays to make Juneteenth a holiday).

2. **An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey, extending the effective period of Ordinance 4-2021, which authorizes restaurants to establish and operate approved temporary dining areas during the COVID-19 pandemic.**
3. **AN ORDINANCE AMENDING THE MINIMUM AND MAXIMUM RATE OF SALARY AND COMPENSATION OF ELECTED AND APPOINTED TOWNSHIP OFFICIALS, AND NON-UNION EMPLOYEES IN THE VARIOUS MUNICIPAL DEPARTMENTS OF THE TOWNSHIP OF BERKELEY HEIGHTS.**

V. TOWNSHIP COUNCIL REPORTS

- A. **Gentiana Brahimaj**
- B. **Manuel Couto – Vice President**
- C. **Paul Donnelly**
- D. **John Foster**
- E. **Jeanne Kingsley – President**
- F. **Jeff Varnerin**

ADMINISTRATION REPORTS

Mayor Devanney

Township Administrator – Liza Viana

IX. CITIZENS HEARING - (3) minutes per resident

Comments are welcome during the public comment period during this meeting on any matter over which the Township has jurisdiction. To make your comment, the speaker must come forward to the microphone and state his/her name and address for the record. Each speaker is limited to 3 minutes. The Mayor and/or Council will keep time. Please promptly yield the floor when time is called and return to your seat. Your cooperation in adherence to these rules of order will ensure an orderly and respectful meeting.

Alternatively, written comments may also be submitted in lieu of verbal comments. You may submit written comments in advance of the meeting either via electronic mail (to: aminkoff@bhtwp.com) or by written letter (to: Township Clerk, 29 Park Avenue, Berkeley Heights, NJ 07922), including commenter's full name and address, which must be received by the Township Clerk by 4:00 P.M. on the date of the meeting.

VI. EXECUTIVE SESSION –

VII. ADJOURNEMENT

Ana Minkoff, Township Clerk

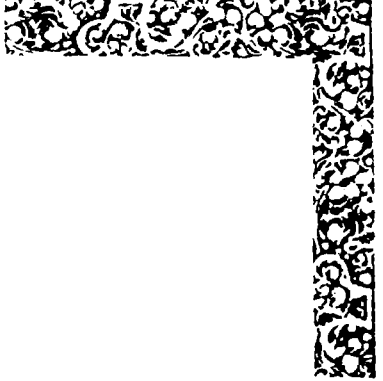
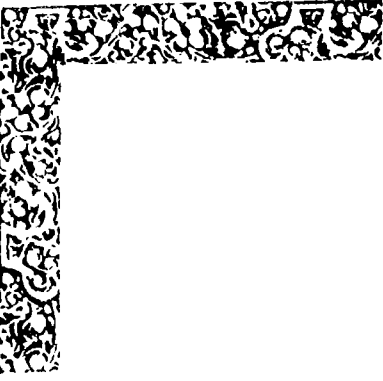
Mayor's Correspondence
Feb 2022

1. **CASA of UC** – information about their program and request for proclamation for April 2022 for Child Abuse Prevention Month
2. **UC Utilities Authority** – check for \$20,783.40 representing recovery for residential solid waste generated in 2021
3. **BHVRs** – invitation to awards dinner and installation
4. **UC Interfaith Coordinating Council** – Jan/Feb newsletter
5. **Glenda Behm** – letter from resident requesting assistance in getting curbing by her house to alleviate on going water issue
6. **UC County Counsel** – fully executed shared service agreement for CPWM

TOWNSHIP COUNCIL CORRESPONDENCE
February 2022

Correspondence received from:

- **Township of Scotch Plains** regarding two recently introduced Ordinances 2022-8 and 2022-9 (related to Redevelopment of 475 Terrill Road) and 2022-9 (related to LIDL Redevelopment);
- **Matrix New World Engineering** regarding their application for wetlands and flood hazard area permits for 40 Russo Place;
- **Enginuity, LLC** regarding parking for 550 Springfield Ave / 128 Station Street;
- **Berkeley Heights Volunteer Rescue Squad** regarding their upcoming Installation and Awards Dinner Dance.



Proclamation
Township of Berkeley Heights

WHEREAS, The Township of Berkeley Heights in the State of New Jersey recognizes the problem of child abuse and neglect and is committed to helping its victims; and

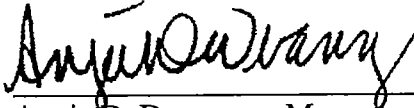
WHEREAS, Court Appointed Special Advocates (CASA) of Union County recruits, trains, supports, and supervises community volunteers as advocates for children who have been removed from their homes due to neglect or abuse; and

WHEREAS, CASA has a record of public service protecting the safety and well-being of Union County's foster children, defending them from harm and ensuring they are provided with the court-ordered services they need; and

WHEREAS, CASA establishes and maintains effective relationships with the family court, the Division of Child Protection and Permanency (DCPP), Child Placement Review Board, Office of the Public Defender, Legal Aid, and other child serving agencies/institutions in order to create a cooperative environment in which to best meet the needs of children;

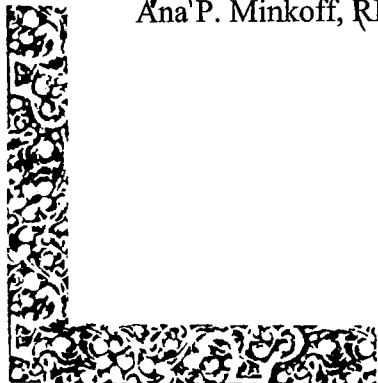
NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of Berkeley Heights do hereby proclaim April 1, 2022 as **COURT APPOINTED SPECIAL ADVOCATE OF UNION COUNTY DAY** and urge all residents to become aware of the work and mission of CASA of Union County.

Approved this 15th day of March 2022.


Angie D. Devanney, Mayor

Attest:


Ana P. Minkoff, RMC



Agenda Item # |

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

BE AND IT IS HEREBY RESOLVED by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, in meeting assembled, authorizes and directs the Township Treasurer to make payment of vouchers listed on the Bill List dated 03/15/2022, in the amount of \$992,154.07 such vouchers having been received by the Township Council, having been satisfied that appropriate procedure has been followed in the processing of said vouchers.

APPROVED this 15th day of March, 2022.

ATTEST:

Ana Minkoff
Township Clerk

#2

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

**RESOLUTION AUTHORIZING THE APPLICATION OF THE 2022
TRANSPORTATION ELECTRIFICATION PROGRAM OF THE NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION**

WHEREAS, the governing body of the Township of Berkeley Heights, County of Union, desires to further the public interest by obtaining a grant from the State of New Jersey to pay for an electric garbage and leaf truck, as well as all of the necessary charging and logging infrastructure, in the amount of approximately \$584,922.50.

WHEREAS the \$584,922.50 funding request is part of the Transportation Electrification Program through the New Jersey Department of Environmental Protection.

NOW THEREFORE BE IT RESOLVED that the Township Council of the Township of Berkeley Heights does hereby authorize the Township Administrator to a) make application for such a grant, b) if awarded, to execute a grant agreement with the State for the awarded amount, c) to execute any amendments thereto, and d) to expend the funds pursuant to the grant agreement. The Mayor and Council authorize and hereby agree to match 0% of the Total Project Amount, in compliance with the match requirements of this agreement.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Berkeley Heights and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

APPROVED this 15th day of March 2022.

ATTEST:

Ana Minkoff
Township Clerk

#3

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

WHEREAS, the Township accepted bids on March 9, 2022, for the provision of Residential Clean- up Program 2022; and

WHEREAS, the Director of Public Works has recommended that the lowest responsible bid be awarded to Regional Industries, 800 E. Grand Street, Elizabeth, N.J. 07201, and the Township Council concurs.

NOW, THEREFORE BE IT RESOLVED by the Township Council, Township of Berkeley Heights, County of Union, that the appropriate municipal officials are authorized to execute a contract, with Regional Industries, LLC. for the provision of Residential Clean-Up in the amount not to exceed \$142,000.00. The Township Clerk shall advertise the award of this contract in accordance with law.

BE IT FURTHER RESOLVED that a copy of this Resolution is to be forwarded to the Township Treasurer, and Regional Industries, LLC.

BE IT FURTHER RESOLVED that this resolution shall take effect upon publication and pursuant to law.

APPROVED this 15th day of March, 2022.

ATTEST:

**Ana Minkoff
Township Clerk**

CHIEF FINANCIAL OFFICER CERTIFICATION

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-5.1 et seq., and any other applicable requirement, I, Eugenia Poulos, Chief Finance Officer of the Township of Berkeley Heights have ascertained that, upon adoption of this resolution, there will be available, sufficient and uncommitted appropriations to execute a contract with Regional Industries, LLC, in an amount not to exceed from the following account, \$142,000.00 from 2-01-26-770-028, subject to the approval of the 2022 budget.

EUGENIA POULOS
CHIEF FINANCIAL OFFICER

#4

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY
RESOLUTION AUTHORIZING THE APPLICATION OF THE 2022 UNION COUNTY
INFRASTRUCTURE AND MUNICIPAL AID GRANT**

WHEREAS, the governing body of the Township of Berkeley Heights, County of Union, desires to further the public interest by obtaining a grant from the County of Union in the amount of \$155,000 to pay for miscellaneous drainage projects.

WHEREAS the \$155,000 funding request is part of the Union Country Infrastructure and Municipal Grant program, for fiscal year 2022.

WHEREAS this is a 50% matching grant program.

NOW THEREFORE BE IT RESOLVED that the Township Council of the Township of Berkeley Heights does hereby authorize the Township Engineer to a) make application for such a grant, b) if awarded, to execute a grant agreement with the County of Union for the awarded amount, c) to execute any amendments thereto, and d) to expend the funds pursuant to the grant agreement. The Mayor and Council authorize and hereby agree to match 50% of the Total Project Amount, in compliance with the match requirements of this agreement.

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Berkeley Heights and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

APPROVED this 15th day of March 2022.

ATTEST:

Ana Minkoff
Township Clerk

#5

RESOLUTION ____

RESOLUTION OF THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, AUTHORIZING AN AMENDMENT TO A CONTRACT WITH MAST CONSTRUCTION SERVICES, INC. IN CONNECTION WITH THE MUNICIPAL COMPLEX REDEVELOPMENT PROJECT

WHEREAS, on April 22, 2014, the Township Council of the Township of Berkeley Heights (the "**Township Council**") designated Block 608, Lots 1 and 4, and Block 504, Lots 5 and 6, as shown on the Tax Maps of the Township, including that portion of the Columbus Avenue right-of-way extending from the western limit of Block 504, Lot 6 to the New Jersey Transit property line to the north, and that portion of the Berkeley Avenue right-of-way extending from the New Jersey Transit boundary line to the north to the Park Avenue right-of-way to the south, all within the Township of Berkeley Heights (the "**Redevelopment Area**"), as a non-condemnation area in need of redevelopment in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "**Redevelopment Law**"); and

WHEREAS, on June 14, 2016 via the adoption of Ordinance 10-2016, the Township Council duly adopted a redevelopment plan for the Redevelopment Area entitled, "Municipal Complex Redevelopment Plan for the Township of Berkeley Heights", dated May 19, 2016 (as the same may be amended and supplemented from time to time, the "**Redevelopment Plan**"); and

WHEREAS, pursuant to the Redevelopment Plan, the Township has undertaken the planning, design and construction of a municipal complex (as described in detail in the Redevelopment Plan, the "**Redevelopment Project**")

WHEREAS, by resolution 161-2017, adopted on August 15, 2017, the Township awarded a contract pursuant to N.J.S.A. 40A:12A-8 to MAST Construction Services, Inc. ("**MAST**") for the provision of general construction/project management services for the Redevelopment Project for a fee not-to-exceed \$325,000, as amended by resolution of the Township Council; and

WHEREAS, pursuant to such resolution, the Township entered into a contract with MAST dated as of August 15, 2017 for the provision of general construction/project management services for the Redevelopment Project; and

WHEREAS, due to, among other things, unforeseen conditions within the Redevelopment Area, the Township desires to modify the contract with MAST to ensure that MAST can provide the aforementioned general construction, project management and project close-out services through December 31, 2022, and project close-out services thereafter until such project close-out work is complete; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-8(e) and N.J.S.A. 40A:12A-22(l), the Township may retain any consultant, planner, engineer, architect, manager or other agent or consultant necessary for carrying out the Redevelopment Project.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Berkeley Heights, in the County of Union, New Jersey, as follows:

Section 1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.

Section 2. The Mayor of the Township is hereby authorized and directed to execute a sixth amendment to the contract with MAST for the provision of general construction, project management and project close-out services for the Redevelopment Project for a fee of not-to-exceed \$25,000.00 for a term through to December 31, 2022, and for the provision of project close-out services for the Redevelopment Project until such project close-out work is complete,

Section 5. The Clerk of the Township is hereby authorized and directed to attest to the signature of the Mayor on the Contract Extension authorized hereby, and thereafter to deliver a complete, execution copy of said Contract Extension to MAST.

Section 6. Any work performed by MAST pursuant to the Contract Extension prior to the date hereof, is hereby ratified, approved and confirmed.

Section 7. The Mayor, Clerk and Chief Financial Officer of the Township are each hereby authorized and directed to execute any agreement, document or certificate deemed necessary by such officer to effectuate the transactions contemplated by this resolution.

Section 8. This resolution shall take effect immediately.

Approved this 15th day of March, 2022.

Attest:

Ana Minkoff
Township Clerk

CHIEF FINANCIAL OFFICER CERTIFICATION

I certify there are sufficient legally appropriated funds for the amounts set forth in this resolution in Account #C-04-20-110-201, and that these funds have not been certified as available for another pending contract.

EUGENIA POULOS
CHIEF FINANCIAL OFFICER

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY**

RESOLUTION

WHEREAS, the Tax Collector has advised that there was an overpayment of a portion of 2022 property taxes for property known as Block# 1603, Lot# 5 also known as 455 Park Avenue, which requires a refund in the amount of \$4693.31; and,

NOW, THEREFORE BE IT RESOLVED that the Treasurer is authorized to refund the overpayment of the first (1st) quarter 2022 taxes in the amount of \$4693.31, to Steve and Lisette I. Mondragon, 455 Park Avenue, Berkeley Heights, NJ 07922.

BE IT FURTHER RESOLVED that a copy of this resolution be transmitted to the Tax Collector.

APPROVED this 15th day of March 2022.

Attest:

**Ana Minkoff
Township Clerk**

EXPLANATORY STATEMENT: This Ordinance amends the Township Code on holidays to make Juneteenth a holiday.

TOWNSHIP OF BERKELEY HEIGHTS, UNION COUNTY

ORDINANCE No. _ _ _ _ _

An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey, Amending Chapter 2.128 entitled "Personnel System" of Title 2 entitled "Administration and Personnel" of *The Code of the Township of Berkeley Heights* to Amend the Township's Holidays.

WHEREAS, the Mayor and the Township Council of the Township of Berkeley Heights find it to be in the best interests of the Township and its citizens to designate Juneteenth as a holiday.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Berkeley Heights, New Jersey, as follows:

Section 1. Title 10 of *The Code of the Township of Berkeley Heights* ("Administration and Personnel") is hereby amended at Section 2.128.100 ("Holidays") at paragraph A only, to read as follows: [New language **bold and underlined**; deleted language ~~stricken through~~]

2.128.100 – Holidays.

- A. Full-time township employees receive pay for the following holidays not worked: New Year's Day, Lincoln's Birthday, Washington's Birthday, Good Friday, Memorial Day, **Juneteenth**, Independence Day, Labor Day, Columbus Day, Martin Luther King's Birthday, Veterans Day, Thanksgiving Day, the day after Thanksgiving Day, one-half day Christmas Eve and Christmas Day. Lincoln's Birthday shall be a floating holiday.

.....

Section 2. The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

Section 3. This Ordinance is not meant to repeal any provisions of the Code or any other ordinance other than those designated herein, and all ordinances or portions of ordinances which are inconsistent or in conflict with the provisions of this Ordinance are repealed only to the extent of such inconsistency or conflict.

Section 4. This Ordinance shall be presented to the Mayor for her approval and signature, which approval shall be granted or denied within ten days of receipt of same, pursuant to N.J.S.A. 40:69A-149.7. If the Mayor fails to return this Ordinance with either her approval or objection to same within ten days after it has been presented to her, then this Ordinance shall be deemed approved.

Section 5. This Ordinance shall take effect upon passage and publication according to law.

INTRODUCED the _____ day of _____, 2022.

ADOPTED the _____ day of _____, 2022.

By: _____
Angie Devanney, Mayor

ATTEST:

Ana Minkoff, Township Clerk

**NOTICE OF
INTRODUCTION**

Ordinance -2022

“An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey, Amending Chapter 2.128 entitled “Personnel System” of Title 2 entitled “Administration and Personnel” of The Code of the Township of Berkeley Heights to Amend the Township’s Holidays.”

I, Ana Minkoff, Township Clerk of the Township of Berkeley Heights , do hereby certify that the foregoing Ordinance was introduced on First Reading at a meeting of the Township Council of the Township of Berkeley Heights, County of Union and State of New Jersey, on March 15, 2022 and that said Ordinance shall be submitted for consideration and final passage at the Public Hearing to be held on April 5, 2022 at 7:00 p.m. or as soon thereafter, as practical, same can be considered, at the Municipal Building, 29 Park Avenue, Berkeley Heights, NJ, at which time and place all persons interested therein or affected thereby will be given an opportunity to be heard concerning the same. During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available in the Municipal Clerk’s office in said Municipal Building, to the members of the general public who shall request the same.

**Ana Minkoff
Township Clerk**

EXPLANATORY STATEMENT: This Ordinance extends the effective period of Ordinance 8-2020, Ordinance 25-2020, and Ordinance 4-2021 which authorizes restaurants to establish and operate approved temporary dining areas during the COVID-19 pandemic.

**TOWNSHIP OF BERKELEY HEIGHTS
ORDINANCE NO. 2022-__**

An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey, extending the effective period of Ordinance 4-2021, which authorizes restaurants to establish and operate approved temporary dining areas during the COVID-19 pandemic.

WHEREAS, consistent with directives and guidance from the Governor’s Office and Centers for Disease Control and Prevention (CDC) regarding restaurant operations during the COVID-19 pandemic, the Township Council for the Township of Berkeley Heights (“Township”) adopted Ordinance 8- 2020-on June 9, 2020, permitting restaurants to seek approval to establish and operate temporary outdoor dining areas and Ordinance 25-2020 and Ordinance 4-2021 extending the effective period; and

WHEREAS, following the adoption of Ordinance 8-2020, and Ordinance 25-2020, and Ordinance 4-2021, the Township has worked with restaurants with respect to the establishment and operation of temporary outdoor dining areas during the COVID-19 pandemic, in order to ensure that all such dining areas are operated safely and in accordance with all applicable rules, directives, and guidance; and

WHEREAS, although the effective period of Ordinance 4-2021 expired on December 1, 2021, the Township Council believes that it would be in the best interest of the Township to extend the effective period through December 1, 2022.

NOW, THEREFORE, BE IT ORDAINED by the Township Council for the Township of Berkeley Heights as follows:

SECTION I – AMENDMENT

Ordinance 4-2021, adopted on April 6, 2021 is hereby amended only at Section XIII (Expiration Date) to delete the expiration date of “on December 1, 2021” and replace it with “after December 1, 2022”.

SECTION II – REPEAL

This Ordinance is not meant to repeal any provisions of the Code, and all ordinances, portions of ordinances and provisions of the Township Code which are inconsistent or in conflict with the provisions of this Ordinance are temporarily suspended only for the purpose and duration set forth in this Ordinance and only to the extent of such inconsistency or conflict.

SECTION III – SEVERABILITY

The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction,

such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

SECTION IV – PRESENTATION

This Ordinance shall be presented for the Mayor’s approval and signature, which approval shall be granted or denied within ten days of receipt of same, pursuant to N.J.S.A. 40:69A-149.7. If the Mayor fails to return this Ordinance with either an approval or objection to same within ten days after presentation, then this Ordinance shall be deemed approved.

SECTION V - EFFECTIVE DATE

This Ordinance shall take effect upon passage and publication according to law.

INTRODUCED the _____ day of _____, 2022.

ADOPTED the _____ day of _____, 2022.

By: _____
Angie Devanney, Mayor

ATTEST:

Ana Minkoff, Township Clerk

**NOTICE OF
INTRODUCTION**

Ordinance -2022

“An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey, extending the effective period of Ordinance 4-2021, which authorizes restaurants to establish and operate approved temporary dining areas during the COVID-19 pandemic.”

I, Ana Minkoff, Township Clerk of the Township of Berkeley Heights , do hereby certify that the foregoing Ordinance was introduced on First Reading at a meeting of the Township Council of the Township of Berkeley Heights, County of Union and State of New Jersey, on **March 15, 2022** and that said Ordinance shall be submitted for consideration and final passage at the Public Hearing to be held on **April 5, 2022** at **7:00** p.m. or as soon thereafter, as practical, same can be considered, at the Municipal Building, 29 Park Avenue, Berkeley Heights, NJ, at which time and place all persons interested therein or affected thereby will be given an opportunity to be heard concerning the same. During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available in the Municipal Clerk’s office in said Municipal Building, to the members of the general public who shall request the same.

**Ana Minkoff
Township Clerk**

Explanation: This Ordinance amends the Township's current Salary Ordinance (Ordinance to update and add the salary ranges for the various positions.

AN ORDINANCE AMENDING THE MINIMUM AND MAXIMUM RATE OF SALARY AND COMPENSATION OF ELECTED AND APPOINTED TOWNSHIP OFFICIALS, AND NON-UNION EMPLOYEES IN THE VARIOUS MUNICIPAL DEPARTMENTS OF THE TOWNSHIP OF BERKELEY HEIGHTS

BE IT ORDAINED by the Township Council of the Township of Berkeley Heights, County of Union and State of New Jersey, pursuant to N.J.S.A. 40A:5-19 and N.J.S.A. 40A:9-10, that the Township's Salary Ordinance be amended as follows: [New language **bold and underlined**, and deleted language in ~~double strikethrough~~.]

SECTION 1.

The annual salaries and wages of the elected and appointed officials of the Township and certain non-union Township employees in the various municipal departments of the Township of Berkeley Heights shall be fixed from time to time by the Township Council by Resolution and, except as provided herein shall not be less than the minimum amounts nor more than the maximum amounts hereinafter set forth for each position.

<u>DEPARTMENT/POSITION</u>	<u>MINIMUM</u>	<u>MAXIMUM</u>
<u>ADMINISTRATIVE & EXECUTIVE</u>		
Mayor	1.00	4,000.00
Council Members	1.00	3,500.00
Township Administrator	60,000.00	147,000.00 <u>155,000.00</u>
Executive Assistant	25,000.00	72,000.00 <u>85,000.00</u>
Administrative Assistant	25,000.00	48,700.00
Township Clerk	50,000.00	100,000.00 <u>110,000.00</u>
Acting Township Clerk	35,000.00	63,600.00 <u>70,000.00</u>
Deputy Township Clerk	25,000.00	61,000.00 <u>70,000.00</u>
<u>FINANCE DEPARTMENT</u>		
Treasurer/Chief Financial Officer	60,000.00	136,000.00
Assistant Finance Officer	40,000.00	65,000.00 <u>68,000.00</u>
Tax Assessor	20,000.00	54,000.00
<u>Tax Assessor Clerk</u>	<u>40,000.00</u>	<u>60,000.00</u>
Tax Collector	20,000.00	81,000.00
<u>MUNICIPAL COURT</u>		
Municipal Judge	10,000.00	35,700.00
Municipal Prosecutor	10,000.00	20,400.00
Public Defender	3,000.00	10,200.00
Board of Adjustment Attorney	2,000.00	5,100.00 <u>7,500.00</u>

PUBLIC WORKS/ENGINEERING

Township Engineer/ Director of Public Works	45,000.00	121,000.00
Director of Public Works	45,000.00	98,000.00
Asst. Dir. Of Public Works	45,000.00	93,000.00
<u>DPW/Sewer/Board of Health</u>		
<u>Administrative Assistant</u>	40,000.00	60,000.00
<u>Engineering/Zoning Administrative</u>		
<u>Assistant</u>	40,000.00	60,000.00
<u>Construction/Zoning Administrative</u>		
<u>Assistant</u>	40,000.00	60,000.00
Zoning Official (Tree Inspector & Code Review Officer)	30,000.00	83,000.00 88,000.00
<u>Assistant Zoning Official</u>	15,000.00	40,000.00
Construction Official	60,000.00	102,000.00
<u>Technical Assistant to the</u>		
<u>Construction Official (TACO)</u>	40,000.00	60,000.00
<u>Land Use Administrator</u>	50,000.00	70,000.00

FIRE

Fire Official	1.00	15,500.00
---------------	------	-----------

SEWER PLANT

Director of Wastewater Management	85,000.00	137,000.00
Acting Director of Wastewater Management	50,000.00	85,000.00

RECREATION

Director of Recreation	60,000.00	110,000.00
Associate Director of Recreation	30,000.00	80,000.00

POLICE DEPARTMENT

Chief	90,000.00	192,000.00
Police <u>Administrative Assistant</u> Secretary	28,000.00	65,000.00
Confidential <u>Assistant</u> Secretary	28,000.00	71,000.00 75,000.00
<u>Firearms/Records Administrator</u>	40,000.00	71,000.00
<u>Records Clerk</u>	40,000.00	65,000.00
Special Police (per hour)	8.44 13.00	35.00
Special Police Matrons (per hour)	8.44 13.00	30.00
Crossing Guards (per hour)	8.44 13.00	30.00

EMERGENCY MANAGEMENT

Emergency Management Coordinator	500.00	10,000.00
Assistant Emergency Management Coordinator	500.00	7,500.00

HOURLY EMPLOYEES

Level 1 – Seasonal (per hour)	8.44 <u>13.00</u>	18.00 <u>20.00</u>
Level 2 – Casual	10.00 <u>13.00</u>	30.00 <u>50.00</u>
Level 3 – Casual w/License*	20.00	55.00 <u>65.00</u>
Level 4 – Part Time w/License*	20.00	45.00

**This includes all subcode officials*

SECTION 2.

The provisions of this Ordinance shall be severable. In the event that any portion of this Ordinance is found to be invalid for any reason by any Court of competent jurisdiction, such judgment shall be limited in its effect only to that the portion of the Ordinance actually adjudged invalid and shall not be deemed to affect the operation of any other portion thereof, which shall remain in full force and effect.

SECTION 3.

All other Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 4.

The provisions of this Ordinance shall be effective according to law.

Introduced: _____

Adopted: _____

Angie Devanney

Mayor

ATTEST:

Ana Minkoff
Township Clerk

**NOTICE OF
INTRODUCTION**

Ordinance -2022

**“AN ORDINANCE AMENDING THE MINIMUM AND MAXIMUM RATE OF SALARY
AND COMPENSATION OF ELECTED AND APPOINTED TOWNSHIP OFFICIALS,
AND NON-UNION EMPLOYEES IN THE VARIOUS MUNICIPAL DEPARTMENTS OF
THE TOWNSHIP OF BERKELEY HEIGHTS”**

I, Ana Minkoff, Township Clerk of the Township of Berkeley Heights , do hereby certify that the foregoing Ordinance was introduced on First Reading at a meeting of the Township Council of the Township of Berkeley Heights, County of Union and State of New Jersey, on March 15, 2022 and that said Ordinance shall be submitted for consideration and final passage at the Public Hearing to be held on April 5, 2022 at 7:00 p.m. or as soon thereafter, as practical, same can be considered, at the Municipal Building, 29 Park Avenue, Berkeley Heights, NJ, at which time and place all persons interested therein or affected thereby will be given an opportunity to be heard concerning the same. During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available in the Municipal Clerk's office in said Municipal Building, to the members of the general public who shall request the same.

**Ana Minkoff
Township Clerk**