

**TOWNSHIP OF BERKELEY HEIGHTS  
UNION COUNTY, NEW JERSEY  
COUNCIL REORGANIZATION MEETING HELD JANUARY 4, 2023**

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**CALL TO ORDER**

At 5:30 p.m. the Mayor called the meeting to order and the Township Clerk stated adequate notice of this meeting has been provided by posting the same on the bulletin board of Town Hall and forwarding a copy to the Courier News and Star Ledger at least forty-eight hours prior to this meeting, all in accordance with the Open Public Meetings Act.

**ROLL CALL**

The following Council members were present:

Manuel Couto  
Paul Donnelly  
John Foster  
Jeanne Kingsley  
Susan Poage  
Jeff Varnerin  
Angie D. Devanney, Mayor

Also present were:

Township Attorney: Alex Fisher  
Township Administrator: Liza Viana  
Township Clerk: Ana Minkoff

**FLAG SALUTE**

Mayor Devanney asked everyone present to stand for the Flag Salute.

**INVOCATION**

Invocation was given by Father Merino

**ADMINISTRATION OF OATH OF OFFICE TO ANGIE D. DEVANNEY, MANUEL COUTO AND SUSAN POAGE.**

**NOMINATIONS FOR 2023 COUNCIL PRESIDENT**

Mayor Devanney asked for nominations for Council President.

Mr. Donnelly nominated Mr. Foster.

Approval of Nomination of Mr. Foster for Council President

Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

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**NOMINATIONS FOR 2023 COUNCIL VICE PRESIDENT**

Mayor Devanney asked for nominations for Council Vice President.

Mrs. Kingsley nominated Mr. Couto, seconded by Mr. Foster.

Approval of Nomination of Mr. Couto for Council Vice President

Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin

Nays: None

Abstain: None

Absent: None

**Result: *Approved***

**HEARING ON AGENDA ITEMS ONLY**

Opening of the Hearing on Agenda Items Only

Mover: Mr. Couto

Seconder: Mr. Foster

Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin

Nays: None

Abstain: None

Absent: None

Mayor Devanney read a statement regarding the procedures for public comment.

Mr. Carrellas of 35 Sycamore Ave commented on resolution 59.

Closing of the Hearing on Agenda Items Only

Mover: Mr. Couto

Seconder: Mr. Foster

Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin

Nays: None

Abstain: None

Absent: None

**APPROVAL OF RESOLUTIONS**

1. Resolution consenting to the appointment of Liza Viana as Township Administrator.

Approval of Resolution

Mover: Mr. Donnelly

Seconder: Mrs. Kingsley

Ayes: Mr. Donnelly, Mrs. Poage

Nays: Mr. Couto, Mr. Foster, Mrs. Kingsley, Mr. Varnerin

Abstain: None

Absent: None

**Result: *Not Approved***

Mayor Devanney made a statement and council responded.

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2. Resolution consenting to the appointment of Savo, Schalk, Corsini, Gillespie, O'Grodnick & Fisher, PA as Municipal Attorney in an amount not to exceed \$100,000.00.

Approval of Resolution

Mover: Mr. Foster  
Seconder: Mr. Couto  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

3. Resolution appointing Holman Frenia Allison, P.C. (HFA) to provide CMFO services to the township, for a term to expire on June 30, 2023.

Approval of Resolution

Mover: Mrs. Kingsley  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

4. Resolution appointing Liza Viana as Public Agency Compliance Officer for the Township.  
**PULLED**

5. Resolution appointing Barbara Russo and Ana Minkoff as representatives to the Community Development Revenue Sharing Committee.

Approval of Resolution

Mover: Mr. Varnerin  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

6. Resolution authorizing Barbara Russo as Fund Commissioner and Liza Viana as Alternate Fund Commissioner for the Garden State Municipal Joint Insurance Fund.  
**PULLED**

7. Resolution authorizing 26.25% of the total appropriations in the 2022 budget in the amount of \$4,472,335.61.

Approval of Resolution

Mover: Mr. Donnelly  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None

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Abstain: None  
Absent: None  
**Result: *Approved***

8. Resolution consenting to the appointment of Moshood Muftau as the Municipal Defender.

Approval of Resolution

Mover: Mr. Foster  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

9. Resolution appointing Michael Wittenberg, John Henry Barr and Howard Egenberg and as Alternate Municipal Prosecutors for the year 2023.

Approval of Resolution

Mover: Mrs. Kingsley  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

10. Resolution consenting to the appointment of August Santore as the Public Defender.

Approval of Resolution

Mover: Mrs. Poage  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

11. Resolution appointing Jared Weiss and Thomas J. Dooley as Alternate Public Defenders for the year 2023.

Approval of Resolution

Mover: Mr. Varnerin  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

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12. Resolution appointing James Hopkins as Chief of the Berkeley Heights Volunteer Fire Department.

Approval of Resolution

Mover: Mr. Couto  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

13. Resolution appointing James Hopkins as Fire Official.

Approval of Resolution

Mover: Mr. Donnelly  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

14. Resolution appointing the 2023 Fire Inspectors.

Approval of Resolution

Mover: Mr. Foster  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

15. Resolution appointing Jeff Varnerin to the Board of Health for a term to expire on 12/31/2023.

Approval of Resolution

Mover: Mrs. Kingsley  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

16. Resolution appointing Jeanne Kingsley, Council Representative, to the Planning Board for a term to expire on 12/31/2023.

Approval of Resolution

Mover: Mrs. Poage  
Seconder: Mr. Foster

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Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

17. Resolution appointing Jeanne Kingsley and Susan Poage to the Communications Committee for a term to expire on 12/31/2023.

Approval of Resolution

Mover: Mr. Varnerin  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

18. Resolution appointing Jeanne Kingsley and Manuel Couto to the Downtown Beautification Committee for a term to expire on 12/31/2023.

Approval of Resolution

Mover: Mr. Couto  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

19. Resolution appointing Manuel Couto to the Economic Development Committee for a term to expire on 12/31/2023.

Approval of Resolution

Mover: Mr. Donnelly  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mr. Varnerin  
Nays: Mrs. Poage  
Abstain: None  
Absent: None  
**Result: *Approved***

20. Resolution appointing John Foster to the Historic Preservation Committee for a term to expire on 12/31/2023.

Approval of Resolution

Mover: Mr. Foster  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None

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Absent: None  
**Result: *Approved***

21. Resolution appointing Manuel Couto to the Memorial Park Renewal Committee for a term to expire on 12/31/2023.

Approval of Resolution

Mover: Mrs. Kingsley  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

22. Resolution appointing Manuel Couto to the Peppertown Park Renewal Committee for a term to expire on 12/31/2023.

Approval of Resolution

Mover: Mrs. Poage  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

23. Resolution appointing Paul Donnelly to the Grants Committee for a term to expire on December 31, 2023.

Approval of Resolution

Mover: Mr. Varnerin  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mr. Varnerin  
Nays: Mrs. Poage  
Abstain: None  
Absent: None  
**Result: *Approved***

24. Resolution extending the Mayor's Youth Council Committee for a term to expire on December 31, 2023.

Approval of Resolution

Mover: Mr. Couto  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

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25. Resolution appointing James Coler to the Peppertown Park Committee for a term expiring on December 31, 2024.

Approval of Resolution

Mover: Mr. Donnelly  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

26. Resolution appointing Louisa Grossman to the Historic Preservation Committee for a term expiring on December 31, 2025.

Approval of Resolution

Mover: Mr. Foster  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

27. Resolution appointing Kelly Boyette to the Grants Committee for a term expiring on December 31, 2024.

Approval of Resolution

Mover: Mrs. Kingsley  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

Mrs. Poage thanked Mrs. Boyette's for her hard work. Mayor Devanney acknowledged and agreed.

28. Resolution appointing Donna Boyd to the Berkeley Heights Public Library for a term expiring on December 31, 2027.

Approval of Resolution

Mover: Mrs. Poage  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**



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29. Resolution appointing Kimberly Garcia and Eve Stewart to the Beautification Committee for terms expiring on December 31, 2025.

Approval of Resolution

Mover: Mr. Varnerin  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

30. Resolution appointing Ellen Guritzky and Dr. Komal Naik to the Board of Health for a term expiring on December 31, 2025.

Approval of Resolution

Mover: Mr. Couto  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

31. Resolution appointing CGP&H as Affordable Housing Administrative Agent for the Township of Berkeley Heights in an amount not to exceed \$15,000.00.

Approval of Resolution

Mover: Mr. Donnelly  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

32. Resolution appointing Surenian, Edwards & Nolan, LLC as Affordable Housing Attorney Services for the Township of Berkeley Heights in an amount not to exceed \$50,000.00.

Approval of Resolution

Mover: Mr. Foster  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

33. Resolution appointing Harbor Consultants as Affordable Housing Planner and Redevelopment Planner for the Township of Berkeley Heights in an amount not to exceed \$50,000.00.

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Approval of Resolution

Mover: Mrs. Kingsley  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

34. Resolution consenting to the appointment of Wielkotz & Company as Township Auditor.

Approval of Resolution

Mover: Mrs. Poage  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

35. Resolution consenting to the appointment of McManimon, Scotland & Bauman LLC, as the Township Bond Counsel in an amount not to exceed \$75,000.00.

Approval of Resolution

Mover: Mr. Varnerin  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

36. Resolution consenting to the appointment of PS&S for Engineering Services related to the Wastewater Treatment Plant in an amount not to exceed \$50,000.00.

Approval of Resolution

Mover: Mr. Couto  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

37. Resolution appointing Neglia Engineering Associates for general engineering Services for the Township.

Approval of Resolution

Mover: Mr. Donnelly  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin

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Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

38. Resolution appointing NW Financial Group, LLC as Financial Advisor for the Township of Berkeley Heights for the term to expire on December 31, 2023.

Approval of Resolution

Mover: Mr. Foster  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

39. Resolution consenting to the appointment of Brown & Brown Metro, LLC, as the Township Employee Benefit Broker.

Approval of Resolution

Mover: Mrs. Kingsley  
Seconder: Mr. Varnerin  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

40. Resolution consenting to the appointment of Brown & Brown Metro, LLC as the Township Property and Casualty Broker.

Approval of Resolution

Mover: Mrs. Poage  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

41. Resolution consenting to the appointment of McElroy, Deutsch, Mulvaney & Carpenter, LLP, as Labor/Personnel Counsel in an amount not to exceed \$50,000.00.

Approval of Resolution

Mover: Mr. Varnerin  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

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***Result: Approved***

42. Resolution authorizing the contract with Neglia Group for the provision of On-call Licensed Operator S3 services for the Township’s Wastewater Treatment Plant in an amount not to exceed \$50,000.00.

Approval of Resolution

Mover: Mr. Couto  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

***Result: Approved***

43. Resolution consenting to the appointment of Alan Kennedy as the Acting Director of the Wastewater Treatment Plant.

Approval of Resolution

Mover: Mr. Donnelly  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

***Result: Approved***

44. Resolution approving the professional services, for Operations Assistance Services, from Robert Fischer with PS&S, for the Wastewater Treatment Plant.

Approval of Resolution

Mover: Mr. Foster  
Seconder: Mr. Varnerin  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

***Result: Approved***

45. Resolution appointing Integra Realty Services as Real Estate Appraisal & Consulting Services for the Township of Berkeley Heights in an amount not to exceed \$30,000.00.

Approval of Resolution

Mover: Mrs. Kingsley  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

***Result: Approved***

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46. Resolution appointing McManimon, Scotland & Bauman LLC as Redevelopment Counsel for the Township of Berkeley Heights in an amount not to exceed \$50,000.00.

Approval of Resolution

Mover: Mrs. Poage  
Seconder: Mr. Varnerin  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

**Result: Approved**

47. Resolution consenting to the appointment of DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, PC, as Township Tax Attorney in an amount not to exceed \$80,000.00.

Approval of Resolution

Mover: Mr. Varnerin  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

**Result: Approved**

48. Resolution consenting to the appointment of Phillips Preiss as Township Planner in an amount not to exceed \$50,000.00.

Approval of Resolution

Mover: Mr. Couto  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

**Result: Approved**

Mrs. Poage commented on Mr. Preiss's work. Mayor Devanney responded.

49. Resolution approving the Shared Services Agreement with County Union authorizing County Employee Joseph Graziano Sr., to provide Certified Public Works Manager Services as the Director of the Township's Department of Public Works.

Approval of Resolution

Mover: Mr. Donnelly  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

**Result: Approved**

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Mrs. Poage commented on Mr. Graziano Sr.'s work. Mayor Devanney responded.

50. Resolution authorizing the Shared Services Agreement with the Borough of Madison for IT services.

Approval of Resolution

Mover: Mr. Donnelly  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

51. Resolution authorizing a list of firms as qualified to provide services to the Township pursuant to the RFQ process.

Approval of Resolution

Mover: Mr. Foster  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

52. Resolution authorizing the Township to join the North Jersey Wastewater Cooperative Pricing System.

Approval of Resolution

Mover: Mrs. Kingsley  
Seconder: Mr. Varnerin  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

53. Resolution awarding a contract to Carmeuse Lime Inc., for the provision of Calcium Hydrated Lime for the Wastewater Treatment Plant, in the amount not to exceed \$158,583.60, for a term from January 1, 2023, through December 31, 2025.

Approval of Resolution

Mover: Mrs. Poage  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: Approved**

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54. Resolution awarding a contract to USALCO, LLC., for the provision of Aluminum Sulfate, in the amount of \$249,711.00, for the Wastewater Treatment Plant, for a term from January 1, 2023, through December 31, 2025.

Approval of Resolution

Mover: Mr. Varnerin  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

***Result: Approved***

55. Resolution awarding a contract to Dawson Mechanical Contracting, LLC., for the provision of Backflow Preventer Repair and Calibration, for the Wastewater Treatment Plant for a term from January 1, 2023, through December 31, 2025.

Approval of Resolution

Mover: Mr. Couto  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

***Result: Approved***

56. Resolution awarding a contract to Rapid Pump & Meter, for the provision of Emergency Standby Generator Service and Repairs, for the Wastewater Treatment Plant, for a term from January 1, 2023, through December 31, 2025.

Approval of Resolution

Mover: Mr. Donnelly  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

***Result: Approved***

57. Resolution awarding a contract to Spectraserv Inc., for the provision of Hauling of Liquid Sludge for the Wastewater Treatment Plant, in an amount not to exceed \$248,508.00, for a period from January 1, 2023, through December 31, 2025.

Approval of Resolution

Mover: Mr. Foster  
Seconder: Mr. Varnerin  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

***Result: Approved***

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58. Resolution awarding a contract to Rapid Pump & Meter Service, for the provision of Repair Services, for the Wastewater Treatment Plant, January 1, 2023, through December 31, 2025

Approval of Resolution

Mover: Mrs. Kingsley  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

***Result: Approved***

59. Resolution authorizing a Settlement Agreement with NJDEP, for the Wastewater Treatment Plant, in the amount of \$46,000.00.

Approval of Resolution

Mover: Mrs. Poage  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

***Result: Approved***

**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.

**60. Consent Agenda Resolutions (a-i)**

- a. Resolution Establishing Council Meeting Schedule for 2023.
- b. Resolution designating the Courier News and Star Ledger as the legal newspapers and TAP into Berkeley Heights as the official electronic media newspaper for the Township.
- c. Resolution authorizing Township Treasurer to maintain a payroll account with TD Bank and draw there from.
- d. Resolution establishing interest rate on delinquent taxes and sewer charges up to \$1,500.00 and interest rate on delinquent taxes and sewer charges in excess of \$10,000.00 and allowing for a ten (10) calendar day grace period on both.
- e. Resolution authorizing the Tax Collector to conduct an annual tax sale of the prior year delinquencies.
- f. Resolution authorizing the Tax Collector to process without further action, any cancellation of property tax overpayments or delinquencies of less than \$10.00.



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- g. Resolution establishing a change fund for 2023.
- h. Resolution establishing a petty cash fund.
- i. Resolution authorizing a cash management plan.

**Approval of Consent Agenda Resolutions # a-i**

Mover: Mr. Varnerin  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

**ADDITION**

- 61. Resolution appointing several members to the Truth, Community Healing & Inclusion Committee.

**Approval of Resolution**

Mover: Mr. Couto  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None  
**Result: *Approved***

Mrs. Poage asked a question. Mrs. Minkoff responded.

**MAYOR'S STATEMENT**

Mayor Devanney read a statement.

**TOWNSHIP COUNCIL STATEMENTS**

Mr. Donnelly made a statement.  
Mr. Foster read a statement.  
Mrs. Kingsley read a statement.  
Mr. Couto read a statement.  
Mr. Varnerin read a statement.  
Mrs. Poage read a statement.

**CITIZENS HEARING**

Opening of the Citizens Hearing

Mover: Mr. Donnelly  
Seconder:  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None

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Abstain: None  
Absent: None

Ms. Ellis of 102 Twin Falls Rd commented on the outcome of the vote on resolution 1.

Ms. Roundtree of 221 Sherman Ave commented on the outcome of the vote on resolution 1.

Mr. Ronner of 49 Debbie Pl commented on the outcome of the vote on resolution 1.

Mr. Medeiros of 21 Twin Falls Rd commented on the outcome of the vote on resolution 1.

Mr. Pratt of 45 Park Ave commented on the outcome of the vote on resolution 1.

Ms. Rao of 24 Greenbrook Rd commented on the outcome of the vote on resolution 1.

Ms. Kaufman of 57 Holly Glen Ln S commented on the outcome of the vote on resolution 1.

Mr. Tsitouras of 124 Glenside Rd commented on the outcome of the vote on resolution 1.

Ms. Varnerin of 20 Wardle Ave spoke to the appointment of the Recreation Committee. Mrs. Viana and Mayor Devanney responded.

Ms. Chen of 6 Beep Dale Dr commented on the outcome of the vote on resolution 1.

Mr. Leo of 43 Forest Ave commented on the outcome of the vote on resolution 1.

Mr. Yellin of 7 Finch Court posed questions regarding the outcome of the vote on resolution 1. Mayor Devanney deferred to the Township Attorney Mr. Fisher who responded, and comment followed.

Ms. Kaaret of 711 Glenside Ave commented on the outcome of the vote on resolution 1.

Mr. Soffer of 292 Timber Dr commented on the outcome of the vote on resolution 1.

Mr. Foster of Council spoke to comments from residents regarding the outcome of the vote on resolution 1. Township Attorney Mr. Fisher responded.

Ms. McLean of 48 Kline Pl commented on the outcome of the vote on resolution 1.

Ms. Acheson of 80 North Rd commented on the outcome of the vote on resolution 1.

Ms. Porteus commented on the outcome of the vote on resolution 1.

Mr. DiPasquale of 59 Harwood Ave commented on the outcome of the vote on resolution 1.

Ms. Ciesla of 29 Chaucer Dr commented on the outcome of the vote on resolution 1.

Ms. Viana spoke to the outcome of the vote on resolution 1 and read a personal statement.

Closing of the Citizens Hearing

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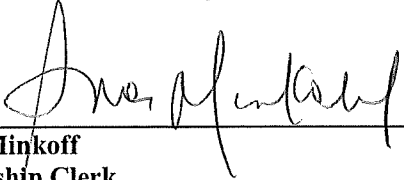
Mover: Mr. Donnelly  
Seconder: Mr. Foster  
Ayes: Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mrs. Poage, Mr. Varnerin  
Nays: None  
Abstain: None  
Absent: None

Mayor Devanney made a personal statement.

**ADJOURNMENT**

Moved by Mr. Foster to adjourn and all were in favor.  
(7:27 p.m.)

**Approved: February 7, 2023**

  
\_\_\_\_\_  
**Ana Minkoff**  
**Township Clerk**

