

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY
COUNCIL MEETING HELD JANUARY 18, 2022**

CALL TO ORDER

At 7:00 p.m. the Mayor called the meeting to order and the Deputy 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. This meeting was contained on a list of meetings set by resolution dated January 4, 2022.

ROLL CALL

The following Council members were present:

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

Also present were:

Township Attorney: Alex Fisher
Township Administrator: Liza Viana
Deputy Township Clerk: Angela Lazzari

FLAG SALUTE

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

CONFERENCE SESSION

Mr. Vibhav Chaturvedi - Boy Scout Troop 368 - ADA Compliant path at the Berkeley Heights Community Garden

Mr. Chaturvedi presented his proposal to build an ADA Compliant path at the Berkeley Heights Community Garden as his Eagle Scout project. Mayor and Council provided feedback and asked questions. A discussion followed.

Mayor Devanney opened the discussion on this topic to the public. Mayor Devanney read a statement regarding the procedures for public comment given the virtual (ZOOM) meeting.

Mr. Kane of 46 Sycamore Avenue expressed his support for the project.

Mr. Carrellas of 35 Sycamore Avenue spoke in support of the project.

Mr. Leister of 49 Summit Avenue spoke about the material and ADA compliance.

HEARING ON AGENDA ITEMS ONLY

Opening of the Hearing on Agenda Items Only

Mover: Mr. Foster
Second: Mrs. Kingsley
Ayes: Mrs. Brahimaj, Mr. Couto, Mr. Donnelly, Mr. Foster, Mrs. Kingsley, Mr. Varnerin
Nays: None

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Abstain: None
Absent: None

Mayor Devanney noted that Resolutions #4 and #8 are being pulled from the Agenda.

No voices were heard.

Closing of the Hearing on Agenda Items Only

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

APPROVAL OF RESOLUTIONS

1. Resolution approving Bill List dated January 18, 2022, in the amount of \$261,174.99.

Approval of Resolution

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

2. Resolution consenting to the expansion of use of the Leased Premises to permit the collocation of additional equipment on the tower on the Leased Premises for Dish Wireless LLC. (Tower at 110 Circle View Avenue).

Approval of Resolution

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

3. Resolution awarding a professional service contract to Santarcangelo Law, LLC., for advice and counsel pertaining to regulation of vacant and abandoned properties, code enforcement, Uniform Construction Code and Zoning matters, in an amount not to exceed \$24,000.00.

Mrs. Kingsley expressed her appreciation for Mr. Couto bringing this firm to the Township.

Approval of Resolution

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

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

PULLED

4. Resolution appointing various member to the Truth, Community Healing and Inclusion Committee.
5. Resolution appointing Carolyn Sayre to the Board of health for a (3) year term, expiring on December 31, 2024.

Approval of Resolution

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

6. Resolution authorizing Vibhav Chaturvedi of Boy Scout Troop 368, to install an ADA compliant path at the Berkeley Heights Community Garden.

Mr. Foster spoke in support of this resolution.

Approval of Resolution

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

7. Resolution authorizing purchase of certain goods and services through the use of the State Cooperative System.

Approval of Resolution

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

PULLED

8. Resolution authorizing the execution of a Sewer Use Agreement with the Warren Township Sewerage Authority.

9. Resolution authorizing a professional services agreement with FSD Enterprises, LLC., for consulting services for wireless telecommunications.

Approval of Resolution

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

INTRODUCTION OF ORDINANCES

Public Hearing and Final Adoption Scheduled for February 1, 2022.

The Clerk presented and read:

“ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS, COUNTY OF UNION, NEW JERSEY MAKING THE PROVISIONS OF SUBTITLE 1 OF TITLE 39 OF THE REVISED STATUTES OF NEW JERSEY APPLICABLE TO THE PROPERTY LOCATED AT BLOCK 1901, LOT 35 (100 LOCUST AVENUE) AND REGULATING THE USE OF DRIVEWAYS AND PARKING LOTS THEREON BY MOTOR VEHICLES.”

That the Ordinance as read by the Township Clerk be offered on first reading and that February 1, 2022 be set as the date of Public Hearing and that the Township Clerk is directed to advertise same in the Courier News

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

TOWNSHIP COUNCIL REPORTS

Councilmembers provided Council Reports and Committee updates.

ADMINISTRATION REPORTS

Mayor Devanney provided the Mayor’s Report.

Ms. Viana provided the Administrator’s Report

Approval of Township Council and Administration Reports

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

Result: Approved

CITIZENS HEARING

Opening of the Citizens Hearing

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

Mr. Kane welcomed the new Councilmembers.

Ms. Illis of 102 Twin Falls Road spoke in support of the efforts to restore Littel Lord. Mayor Devanney responded.

Ms. Illis noted that she found it confusing when agenda changes are posted. Mayor Devanney responded.

Ms. Illis asked when the meeting rooms in the library will be available. Mayor Devanney responded.

Closing of the Citizens Hearing

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

EXECUTIVE SESSION –

1. Attorney – Client Privilege – Municipal Complex

Move to go into Executive Session

(7:55 p.m.)

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

Mayor Devanney reminded all that they will be coming out of Executive Session only to adjourn.

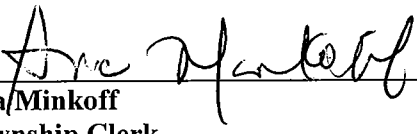
ADJOURNMENT

Moved by Mr. Varnerin to adjourn and all were in favor.

(8:44 p.m.)

Approved: April 5, 2022

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Ana Minkoff
Township Clerk