

**TOWNSHIP OF BERKELEY HEIGHTS  
UNION COUNTY, NEW JERSEY  
COUNCIL MEETING HELD MARCH 19, 2019**

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**CALL TO ORDER**

At 7:04 p.m. Mayor Devanney called the meeting to order.

The Township Clerk stated that 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:

Mr. Couto  
Mrs. Kingsley  
Mr. Medeiros  
Mrs. Poage  
Mr. Yellin  
Mayor Devanney

The following Council members were absent:

Mr. Bavoso

Also present were:

Township Attorney: Kraig Dowd  
Township Administrator: Liza Viana  
Township Clerk: Ana Minkoff

**FLAG SALUTE**

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

**PROCLAMATION**

The Mayor recognized the American Red Cross and proclaimed March 2019 as Red Cross Month.

**CONFERENCE SESSION**

**Communication Committee**

Ms. Yoss presented on behalf of the Communication Committee. She reviewed some of the Committee's accomplishments from 2018 and their initiatives for 2019.

Mrs. Poage called Noah Hickman to the dais and they presented a sign made by Mr. Hickman to Mayor Devanney and the Township.

**TOWNSHIP COUNCIL REPORTS**

**Mr. Couto** reported on the following topics:

- Sustainable Berkeley Heights – Clean-up Event

**Mrs. Kingsley** reported on the following topics:

- Passaic River Park Clean-up Event
- Downtown Beautification Committee

**Mr. Medeiros** reported on the following topics:

- Excel Therapy Grand Opening
- Environmental Commission
- Recycling Task Force
- Budget

**Mrs. Poage** reported on the following topics:

- Planning Board
- Grants Committee Ordinance

Mrs. Poage read a statement and asked for a moment of silence for the recent shootings in New Zealand.

**Mr. Yellin** reported on the following topics:

- Excel Therapy Grand Opening
- PBA Fishing Derby

**ADMINISTRATION REPORTS**

**Mayor Devanney** discussed the following topics:

- Resident's 104<sup>th</sup> Birthday Celebration
- Union County Infrastructure Grant
- Electronics Recycling
- Recycling Task Force
- Budget
- Commuter Parking

**Ms. Viana** provided updates on:

- Commuter Parking Initiatives
- Bulk Pickup
- Public Works
- Construction
- Engineering
- Wastewater Treatment
- Recreation
- Zoning

Approval of Township Council and Administration Reports

Mover: Mrs. Poage

**Township Council Minutes  
Public Meeting – March 19, 2019**

Secunder: Mr. Yellin  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin  
Nays: None  
Abstain: None  
Absent: Mr. Bavoso

***Result: Approved***

**APPROVAL OF MINUTES**

**Approval of Minutes - Public Meeting – October 23, 2018**

Mover: Mr. Couto  
Secunder: Mrs. Kingsley  
Ayes: Mr. Couto, Mrs. Kingsley and Mrs. Poage  
Nays: None  
Abstain: Mr. Medeiros and Mr. Yellin  
Absent: Mr. Bavoso

***Result: Approved***

**HEARING ON AGENDA ITEMS ONLY**

**Opening of the Hearing on Agenda Items Only**

Mover: Mrs. Kingsley  
Secunder: Mr. Yellin  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin  
Nays: None  
Abstain: None  
Absent: Mr. Bavoso

Mr. Sincaglia of 22 Robbins Avenue asked for some details on Agenda item #2. Mayor Devanney responded and a discussion followed on the topic.

**Closing of the Hearing on Agenda Items Only**

Mover: Mrs. Kingsley  
Secunder: Mr. Yellin  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin  
Nays: None  
Abstain: None  
Absent: Mr. Bavoso

**APPROVAL OF RESOLUTIONS**

1. Resolution approving Bill List dated March 19, 2019 in the amount of \$767,838.81.

**Approval of Resolution**

Mover: Mrs. Poage

**Township Council Minutes  
Public Meeting – March 19, 2019**

Secunder: Mrs. Kingsley  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin  
Nays: None  
Abstain: None  
Absent: Mr. Bavoso

***Result: Approved***

2. Resolution cancelling the Shared Services Agreement with the Board of Education for the provision of garbage pick-up services.

Mrs. Kingsley asked the garbage pickup and the potential for a combined effort between the Township and Board of Ed to bid the service. There was a brief discussion on the topic.

Approval of Resolution

Mover: Mrs. Kingsley  
Secunder: Mr. Yellin  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros and Mr. Yellin  
Nays: None  
Abstain: Mrs. Poage  
Absent: Mr. Bavoso

***Result: Approved***

3. Resolution requesting approval of the Director of the Division of Local Government services to establish a dedicated trust by rider for the Environmental commission in accordance with N.J.S.A. 40A:5-29.

Mr. Medeiros provided a brief explanation of the resolution.

Approval of Resolution

Mover: Mr. Medeiros  
Secunder: Mr. Yellin  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin  
Nays: None  
Abstain: None  
Absent: Mr. Bavoso

***Result: Approved***

4. Resolution authorizing transfers within the 2018 Municipal Budget and Reserves.

Approval of Resolution

Mover: Mr. Yellin  
Secunder: Mr. Medeiros  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin  
Nays: None  
Abstain: None

Absent: Mr. Bavoso

***Result: Approved***

5. Resolution amending the 2019 temporary appropriations.

Mr. Yellin asked for details on this resolution. Ms. Poulos provided those details.

Approval of Resolution

Mover: Mr. Couto

Seconder: Mrs. Kingsley

Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin

Nays: None

Abstain: None

Absent: Mr. Bavoso

***Result: Approved***

6. Resolution authorizing the BH Downtown Summer Block Party, on June 9, 2019 from 1:00 – 4:00 p.m. to be held at Springfield Avenue between Lone Pine Drive to Plainfield Avenue.

Mayor Devanney provided some information on the event.

Approval of Resolution

Mover: Mrs. Poage

Seconder: Mr. Medeiros

Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin

Nays: None

Abstain: None

Absent: Mr. Bavoso

***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.

**7. Consent Agenda Resolutions (a-b)**

- a. Resolution authorizing a Blue Light permit for Carolyn Sayre, a volunteer of the Berkeley Heights Rescue Squad.
- b. Resolution authorizing a refund of the first quarter 2019 tax overpayment to Marian Koblentz, 30 North Road, in the amount of \$500.00.

Approval of Consent Agenda Resolutions #7 a-b

Mover: Mr. Yellin  
Seconder: Mrs. Kingsley  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin  
Nays: None  
Abstain: None  
Absent: Mr. Bavoso

*Result: Approved*

**INTRODUCTION OF ORDINANCES:**

**Public Hearing and Final Adoption scheduled for April 2, 2019.**

The Clerk presented and read:

**An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey, Amending Title 2 of *The Code of the Township of Berkeley Heights* ("Administration and Personnel") at Section 2.28.010, and Supplementing said Title 2 to include a new section, Section 2.28.030 ("Purchasing Agent").** “

EXPLANATORY STATEMENT: This Ordinance creates the position of Purchasing Agent in the Township of Berkeley Heights.

That the Ordinance as read by the Township Clerk be offered on first reading, that April 2, 2019 be set as the date for public hearing and that the Township Clerk is directed to advertise same in the Courier News

Mover: Mr. Medeiros  
Seconder: Mrs. Poage  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin  
Nays: None  
Abstain: None  
Absent: Mr. Bavoso

*Result: Approved*

**CITIZENS HEARING**

Opening of the Citizens Hearing

Mover: Mr. Couto  
Seconder: Mr. Yellin  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin  
Nays: None  
Abstain: None  
Absent: Mr. Bavoso

*No voices were heard.*

Closing of the Citizens Hearing

Mover: Mr. Couto  
Seconder: Mr. Yellin

**Township Council Minutes  
Public Meeting – March 19, 2019**

Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros, Mrs. Poage and Mr. Yellin  
Nays: None  
Abstain: None  
Absent: Mr. Bavoso

**EXECUTIVE SESSION**

1. Attorney Client Privilege/Contract Negotiations - Shared Service County of Union - Certified Public Works Manager
2. Attorney Client Privilege/Contract Negotiations - County of Union/Salt Dome

*Mr. Yellin recused himself and left the meeting.*

Move to go into Executive Session

**(8:09 p.m.)**

Mover: Mr. Medeiros  
Seconder: Mr. Couto  
Ayes: Mr. Couto, Mrs. Kingsley, Mr. Medeiros and Mrs. Poage  
Nays: None  
Abstain: None  
Absent: Mr. Bavoso

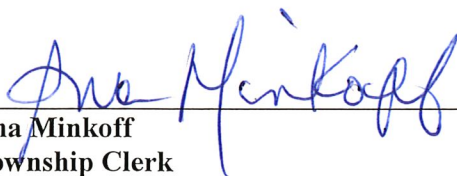
The Mayor reminded all that they would be coming out of Executive Session, only to adjourn.

**ADJOURNMENT**

Moved by Mrs. Poage to adjourn and all were in favor.

**(8:31 p.m.)**

**Approved: June 25, 2019**

  
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Ana Minkoff  
Township Clerk

