1. Agenda Packet 6-8-22

   Documents:

   AGENDA PACKET 6-8-22.PDF

1.1. Agenda Changes - 6/8/2022

   This document is a supplement to the Original Agenda. It highlights the changes which have been made since the Original Agenda.

   Documents:

   AGENDA CHANGES 6-8-22.PDF

2. 6/8/22 - Council President Agenda Summary

   The Agenda Summary is prepared by the Council President to provide a synopsis of the items on the forthcoming agenda, including ordinances and resolutions for consideration.

   Documents:

   AGENDA PREVIEW - JUNE 8, 2022.PDF
Township of Berkeley Heights  
Union County, New Jersey  
June 8, 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. CONFERENCE SESSION – Arterial - Plans for Sherman Avenue

V. REGULAR AGENDA

VI. APPROVAL OF MINUTES – Public Meeting – May 3, 2022

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.

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

1. Resolution approving Bill List dated June 8, 2022, in the amount of $1,343,427.02.

2. Resolution adopting Juneteenth as a recognized holiday for International Brotherhood of Teamsters, Local 469, and United Public Service Employees Union.

3. Resolution consenting to the approval of Alcoholic Beverage Licenses for a period of one year, expiring on June 30, 2023.

4. Resolution authorizing purchase of certain goods and services through the use of Regional Cooperative Purchasing, for Tilcon New York, Inc. for the estimated amount of $300,000.

5. Resolution authorizing submission of a Treatment Works Approval Application to the NJDEP, for 235 Snyder Avenue.

6. Resolution awarding a professional services contract to Neglia Engineering associates for road paving construction management services.

7. 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 refund in the amount of $3,762.58, for the property located at 588 Springfield and Sherman.

   b. Resolution appointing Mike Tomich to the active roster of the Berkeley Heights Volunteer Fire Department.

   c. Resolution removing Jonathan Wong and Alyssa Hammer from the active roster of the Berkeley Heights Volunteer Fire Department.

   d. Resolution appointing Michael Szeman, to the active roster of the Berkeley Heights Volunteer Fire Department.
e. Resolution consenting to the approval of Garden State Fireworks to hold several fireworks displays.

IX. INTRODUCTION OF ORDINANCES:
Public Hearing and Final Adoption scheduled for June 21, 2022

1. AN ORDINANCE AUTHORIZING THE AWARD OF A CONTRACT JUCILENE ARAUJO FOR LEASE OF REAL PROPERTY OWNED BY THE TOWNSHIP OF BERKELEY HEIGHTS (TRAIN STATION) LOCATED AT 161 SHERMAN AVENUE IN THE TOWNSHIP OF BERKELEY HEIGHTS, ALSO KNOWN AS BLOCK 68, LOT 3 ON THE TOWNSHIP TAX MAP

2. AN ORDINANCE PROVIDING A 25% DISCOUNT ON RECREATION FEES AND SERVICE CHARGES FOR MILITARY VETERANS

X. 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

XI. 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.

XII. EXECUTIVE SESSION –

XIII. ADJOURNMENT
Ana Minkoff, Township Clerk
1. **UC Board of Commissioners** – 2022 Infrastructure and Municipal Aid Grant Agreement for signature
2. **UC Dept of Human Services** - The Service Network May 2022 issue
3. **NJ Recreation and Park Association** – letter with information on their organization and opportunity for one complementary membership
4. **UC Interfaith Coordinating Council** – May/June Issue
5. **John & Margaret Gleeson** – residents requesting letter of congratulations for their son, Sean Gleeson, for attaining Eagle Scout status.
6. **NJDOT** - letter announcing that applications are being accepted for the 2023 Transportation Alternatives Set-Aside program
7. **NJDOT** – letter informing your that BH has been selected to receive $517,000 from Safe Routes to School project
8. **Robert Nixon, Principal GLHS** – invitation to graduation ceremony on June 21. 2022
Correspondence received from:

- **John and Margaret Gleeson** regarding their son's Eagle Scout award;
- **PSE&G** regarding their application for an extension of a Freshwater Wetlands General Permit (cover letter only, complete application on CD is on file in the Clerk's Office);
- **Prime & Tuvel** providing notice of the Watchung Zoning Board of Adjustment Public Hearing on the application for 1375 Plainfield Ave (at the intersection of Plainfield Avenue and Drift Road);
- **Governor Livingston High School** regarding an invitation to their graduation (individual invitations are in your mailboxes);
- **Hill Wallack, LLP** regarding Fairmount Square Condominium Association.
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 06/08/2022, in the amount of $1,343,427.02 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 8th day of June, 2022.

ATTEST:

Ana Minkoff
Township Clerk
Agenda Item No.:

TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY

RESOLUTION

WHEREAS, on April 5, 2022, the Township passed Ordinance 4-2022 adopting for all non-union Township employees Juneteenth as a recognized Township holiday; and

WHEREAS, a negotiations unit of the Township’s Department of Works employees are represented for purposes of collective negotiations by the International Brotherhood of Teamsters, Local 469 (“IBT”); and

WHEREAS, a negotiations unit of the Township’s Wastewater Treatment Plant employees are represented for purposes of collective negotiations by the United Public Service Employees Union (“UPSEU”); and

WHEREAS, neither the IBT nor UPSEU collective negotiations agreement provides for Juneteenth as a recognized holiday; and

WHEREAS, the Township, IBT, and UPSEU engaged in negotiations regarding the provision of Juneteenth as a holiday for IBT and UPSEU negotiations unit members; and

WHEREAS, the parties have agreed that beginning in 2022, Juneteenth will be a holiday for IBT and UPSEU negotiations unit members; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, hereby adopts Juneteenth as a recognized holiday for IBT and UPSEU negotiations unit members.

BE IT FURTHER RESOLVED that the appropriate municipal officials are authorized and directed to take all other actions necessary to fulfill the purpose of this Resolution.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be provided to the IBT and USEU.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

Approved this 8th day of June 2022.

ATTEST:

Ana Minkoff
Township Clerk

3612206-1
WHEREAS, the renewal application for 2022-2023 Alcoholic Beverage Licenses in proper form, together with the appropriate license fees, have been received from the following:

PLENARY RETAIL CONSUMPTION LICENSE:
Druid Associates, LLC
279 Springfield Avenue

D Heights LLC
428 Springfield Avenue

Giovannis Bistro, LLC
449 Springfield Avenue

Nagoya Group LLC
538 Springfield Avenue

PLENARY RETAIL DISTRIBUTION LICENSES:
Mineo Group Inc.
500 Springfield Avenue

Sadal Wines Inc.
450 Springfield Avenue

CLUB LICENSES:
Our Lady of Mount Carmel Society
56 River Road

HOTEL/MOTEL LICENSE:
Connell Hospitality LLC
Embassy Suites by Hilton
250 Connell Drive

LICENSE NUMBER
#2001-33-007-004
#2001-33-005-009
#2001-33-004-008
#2001-33-006-009
#2001-44-002-009
#2001-44-001-004
#2001-31-011-001
#2001-36-014-002

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, in meeting assembled, that the aforementioned Alcoholic Beverage Licenses are hereby renewed for a period of one (1) year expiring June 30, 2023. Copies of this Resolution are to be forwarded to the Alcoholic Beverage Control Commission.

APPROVED this 8th day of June, 2022.

ATTEST:

Ana Minkoff, Township Clerk
RESOLUTION AUTHORIZING PURCHASE OF CERTAIN GOODS AND SERVICES THROUGH THE USE OF REGIONAL COOPERATIVE PURCHASING FOR YEAR 2022

WHEREAS, the Local Public Contracts Law 40A:11-4 requires that certain contracts awarded by the contracting agent for the provision or performance of any goods or services, the cost of which in the aggregate exceeds the bid threshold, shall be awarded only by resolution of the governing body; and,

WHEREAS, the Morris County Cooperative Pricing Council (MCCPC) have awarded contracts to various vendors as lowest responsible, responsive bidders for Regional Cooperative Pricing contracts; and,

WHEREAS, the Township wishes to facilitate the purchase of goods and services by way of resolution, for the provision of goods and services which are regularly used in connection with the Township’s provision of services to the residents; and,

WHEREAS, the Township of Berkeley Heights desires to authorize the purchase of such items during the 2022 calendar year through approved MCCPC contract vendors whether or not the cost of such items either individually or in the aggregate may exceed the prevailing bid threshold; and,

WHEREAS, the list of the MCCPC vendors whose goods and services the Township seeks to use by way of resolution are identified along with their MCCPC contract numbers as follows:

<table>
<thead>
<tr>
<th>Contract</th>
<th>Vendor Name</th>
<th>Contract #</th>
<th>Commodity</th>
<th>Estimated Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>MCCPC</td>
<td>Tilcon New York, Inc.</td>
<td>6</td>
<td>Road Resurfacing</td>
<td>$300,000</td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, does hereby authorize the Township Administrator and Chief Financial Officer to authorize the purchase of the specified items from the above listed MCCPC vendors as often as deemed necessary
and reasonable to do so during the time period covering January 1, 2022 through December 31, 2022, without necessity of a bid, but only to the extent that such purchases do not exceed duly authorized budget appropriations for each category of purchases/expenditures.

CERTIFICATION

I, Ana Minkoff, Township Clerk of the Township of Berkeley Heights, hereby certify the foregoing to be a true copy of a resolution adopted by the Council of the Township of Berkeley Heights at the meeting held on June 8, 2022.

WITNESS, my hand and the seal of the Township of Berkeley Heights on this 8th day of June 2022.

Ana Minkoff
Township Clerk
"RESOLUTION OF THE TOWNSHIP OF BERKELEY HEIGHTS
AUTHORIZING SUBMISSION OF A TREATMENT WORKS APPROVAL
APPLICATION TO THE NEW JERSEY DEPARTMENT OF
ENVIRONMENTAL PROTECTION (NJDEP) FOR 235 SYNDER AVENUE

WHEREAS, Vertellus, is requesting Treatment Works Approval (TWA) for the property located at 235 Snyder Avenue 17 and 18); and

WHEREAS, the project’s estimated sewage generation is in excess of 8,000 gallons per day and therefore requires a Treatment Works Approval (TWA) from the New Jersey Department of Environmental Protection (NJDEP); and

WHEREAS, Neglia Engineering Associates has reviewed a Treatment Works Approval Application prepared by Woodward & Curran, on behalf of Vertellus; and recommends the Township’s consent to the same; and

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey, consents to the submission of a Treatment Works Approval application to the NJDEP for the subject project and authorizes the Mayor and/or Township Engineer to execute same, where applicable, per appropriate application section.

Approved this 8th day of June, 2022

ATTEST:

Ana Minkoff, Township Clerk
TOWNSHIP OF BERKELEY HEIGHTS
COUNTY OF UNION, NEW JERSEY

A RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO
NEGLIA ENGINEERING ASSOCIATES FOR ROAD PAVING CONSTRUCTION
MANAGEMENT SERVICES

WHEREAS, the Township of Berkeley Heights is in need of contracting for professional
services to provide engineering assessment and construction management services for our 2022
cooperative road paving program; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires a resolution
authorizing the award of the contract for professional services without competitive bid and that
the contract itself must be available for inspection; and

WHEREAS, on January 4, 2022 Neglia Engineering Associates was deemed qualified to
provide professional general engineering services to the Township of Berkeley Heights as part of
a Fair and Open process in accordance with the New Jersey Local Unit Pay-to-Play Law,
N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township is engaging Morris County Cooperative Purchasing Council
(MCCPC) vendor Tilcon New York, Inc., for its “2022 MCCPC Road Program – Various
Streets” for 2022, which strictly entails the milling and paving of existing asphalt roadways; and

WHEREAS, Neglia Engineering Associates has provided a proposal dated June 2, 2022, which
consists of the following services: assessment and construction management services as they
relate to the MCCPC road paving program in Berkeley Heights for the year 2022; and

WHEREAS the total cost proposed is $38,800.00, with a potential allowance of $600.00 for
reimbursable expenses.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of
Berkeley Heights that the Mayor of the Township of Berkeley Heights is hereby authorized to
execute and attest to an agreement with Neglia Engineering Associates for assessment and
construction management services as they relate to the MCCPC road paving program in
Berkeley Heights for the year 2022; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer has issued a Certificate
Available Funds which is incorporated herein by reference, for an amount not to exceed
$38,800.00.

APPROVED this 8th day of June, 2022.

ATTEST:

Ana Minkoff
Township Clerk
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# 609, Lot# 2 also known as 588 Springfield & Sherman, which requires a refund in the amount of $3,762.58; 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 $3,762.58, to Investment Property Exchange Service, Inc, 10 S. La Salle St, Suite 3100, Chicago, IL 60603.

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

APPROVED this 8th day of June 2022.

Attest:

Ana Minkoff
Township Clerk
TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY

RESOLUTION

IT IS HEREBY RESOLVED by the Township Council of the Township of Berkeley Heights, Union County, New Jersey, that Michael Tomich, is hereby appointed to the Active roster of the Berkeley Heights Volunteer Fire Department effective June 8, 2022.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Fire Chief.

APPROVED this 8th day of June, 2022.

ATTEST:

Ana Minkoff
Township Clerk
TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY

RESOLUTION

IT IS HEREBY RESOLVED by the Township Council of the Township of Berkeley Heights, Union County, New Jersey, that:

- Jonathan Wong – 371 Diamond Hill Road, Berkeley Heights
- Alyssa Hammer – 40 Summit Avenue, Berkeley Heights

are hereby removed from the active roster of the Berkeley Heights Volunteer Fire Department effective June 8, 2022.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Fire Chief.

APPROVED this 8th day of June, 2022.

ATTEST:

Ana Minkoff
Township Clerk
TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY

RESOLUTION

IT IS HEREBY RESOLVED by the Township Council of the Township
of Berkeley Heights, Union County, New Jersey, that Michael Szeman, is hereby
appointed to the Active roster of the Berkeley Heights Volunteer Fire Department
effective June 8, 2022.

BE IT FURTHER RESOLVED that a copy of this Resolution be
forwarded to the Fire Chief.

APPROVED this 8th day of June, 2022.

ATTEST:

Ana Minkoff
Township Clerk
TOWNSHIP OF BERKELEY HEIGHTS  
UNION COUNTY, NEW JERSEY  

RESOLUTION  

WHEREAS, Garden State Fireworks has requested permission to hold firework displays on:

- June 21- at Governor Livingston High School between 2:00 – 7:00 p.m.
- July 12 thru July 16, 2022, between 9:00 – 9:30 p.m. at Mt. Carmel
- July 17 - between 10:30 – 11:30 p.m. at Mount Carmel.
- July 18 - Sophie’s Celebration- between 9:00 – 9:30 p.m. at Mt. Carmel

In the event of rain this resolution will be extended for 10 days; and.

WHEREAS, the Township Council believes that it is appropriate to grant permission for such displays under the normal terms and conditions.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Berkeley Heights that permission is granted to Garden State Fireworks to hold a firework displays at Mount Carmel and Governor Livingston Hight School, subject to the Board of Education’s approval. Provided that it satisfies all comments and concerns, if any, of the Rescue Squad, Fire Department and Police Department raised prior to, or on the night of the display including any raised as a result of the weather conditions at the time of the display.

Copies of this resolution are to be forwarded to Garden State Fireworks, Police Department, and Fire Department.

APPROVED this 8th day of June, 2022.

ATTEST:

Ana Minkoff  
Township Clerk
AN ORDINANCE AUTHORIZING THE AWARD OF A CONTRACT JUCILENE ARAUJO FOR LEASE OF REAL PROPERTY OWNED BY THE TOWNSHIP OF BERKELEY HEIGHTS (TRAIN STATION) LOCATED AT 161 SHERMAN AVENUE IN THE TOWNSHIP OF BERKELEY HEIGHTS, ALSO KNOWN AS BLOCK 68, LOT 3 ON THE TOWNSHIP TAX MAP

WHEREAS, the Township of Berkeley Heights ("Township") publicly advertised for bids in accordance with the New Jersey Local Lands and Buildings Law, N.J.S.A. 40A:12-14(a) for bid titled Lease of Real Property Owned by Township of Berkeley Heights (Train Station); and

WHEREAS, on May 26, 2022, one (1) bid was received and opened from Jucilene Araujo; and

WHEREAS, said bid has been duly reviewed and analyzed by the Township Attorney; and

WHEREAS, the bid submitted by Jucilene Araujo satisfies the best interests of the Township; and

WHEREAS, the Township wishes to proceed with this necessary service and hereby accepts the bid submitted by Jucilene Araujo; and

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

Section I

1. The Township Council of the Township of Berkeley Heights does hereby authorize the issuance of contract to Jucilene Araujo for the bid titled “Lease of Real Property Owned by Township of Berkeley Heights (Train Station)”, as outlined above; and

2. The Mayor is specifically authorized to execute the aforementioned contract.

Section II

This ordinance shall take effect upon adoption and publication in the manner required by New Jersey general law but, in no event, less than 20 days after its final passage by the Township Council and approval by the Mayor, where such approval is required pursuant to N.J.S.A. 40:69A-181(b).

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 AUTHORIZING THE AWARD OF A CONTRACT JUALENE ARAUJO FOR LEASE OF REAL PROPERTY OWNED BY THE TOWNSHIP OF BERKELEY HEIGHTS (TRAIN STATION) LOCATED AT 161 SHERMAN AVENUE IN THE TOWNSHIP OF BERKELEY HEIGHTS, ALSO KNOWN AS BLOCK 68, LOT 3 ON THE TOWNSHIP TAX MAP

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 June 8, 2022 and that said Ordinance shall be submitted for consideration and final passage at the Public Hearing to be held on June 21, 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
AN ORDINANCE PROVIDING A 25% DISCOUNT ON RECREATION FEES AND SERVICE CHARGES FOR MILITARY VETERANS

WHEREAS, military veterans have served the United States honorably and have made great sacrifices in doing so; and

WHEREAS, the Township of Berkeley Heights would like to honor military veterans by offering a discounted rate for recreation programs;

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Berkeley Heights in the County of Union and State of New Jersey that the Township Code be amended as follows. Additions are shown thusly:

Section I. Amendment of Chapter 2.76.080 – Restricted Programs - Admission Fees

Chapter 2.76.080 titled “Restricted Programs – Admission Fees” is hereby amended as follows:

The board may arrange and provide for the giving of exhibitions, plays, concerts, games and contests, and may use and employ such playgrounds or recreation places for the purpose of giving thereon exhibitions, plays, concerts, games and contests. The board may charge and collect a reasonable admission fee during such times from all spectators over the age of twelve (12) years. Any fee charged herein shall be reduced by 25% for military veterans and/or their immediate families (i.e. spouse or children). Such area may not be used for such purposes for a greater period than one out of every two hours in each day during which such area is utilized, nor more than sixteen (16) hours in any one calendar week.

Section II. Amendment of Chapter 2.76.90 – Service Charges

Chapter 2.76.090 titled “Restricted Programs – Admission Fees” is hereby amended as follows:

The board may charge and collect a reasonable service charge from users of restricted use facilities or areas requiring special maintenance. Any service charge charged herein shall be reduced by 25% for military veterans and/or their immediate families (i.e. spouse or children).

Section III. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or
holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

**Section IV. Effective Date:**

This Ordinance shall be in full force and effect from and after its adoption and any publication as required by 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 PROVIDING A 25% DISCOUNT ON RECREATION FEES AND SERVICE CHARGES FOR MILITARY VETERANS

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 June 8, 2022 and that said Ordinance shall be submitted for consideration and final passage at the Public Hearing to be held on June 21, 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
AGENDA CHANGES
JUNE 8, 2022

The following item has been added to the 6/8/22 Original Agenda.

RESOLUTION/ADDITION:

8. Resolution authorizing the Application of the 2022 New Jersey Department of Transportation Local Aid Infrastructure fund, in the amount of up to $703,335.40.
TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY

RESOLUTION AUTHORIZING THE APPLICATION OF THE 2022 NEW JERSEY DEPARTMENT OF TRANSPORTATION LOCAL AID INFRASTRUCTURE FUND

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 in the amount of up to $703,335.40 to fund the following project: drainage, curbing, reconstruction and repaving of certain sections of Deerpath Lane.

WHEREAS the $703,335.40 funding request is part of the Local Aid Infrastructure Fund (LAIF) through the State of New Jersey and will be used to improve existing road and drainage conditions in the area mentioned above.

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, to b) execute any amendments thereto, and to c) expend the funds pursuant to the fully executed grant agreement.

BE IT FURTHER RESOLVED that the Township Engineer, Administrator and Mayor 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 8th day of June 2022.

ATTEST:

______________________________
Ana Minkoff
Township Clerk
Preview of June 8th Town Council Meeting Agenda
by Council President Jeanne Kingsley

Want to know what is being discussed by the Town Council at its next meeting?

The next Township Council meeting will be held on **WEDNESDAY June 8th at 7:00PM in the Berkeley Room at the Municipal Complex, 29 Park Ave.** Members of Council, Mayor Devanney, and Administration staff will be participating in person for this meeting. For this and all future meetings, members of the public who are not able to attend the meeting in person will be able to comment by email to aminkoff@bhtwp.com or by writing letter to Township Clerk, 29 Park Ave, Berkeley Heights NJ 07922. Comments must be received by the Township Clerk by 4:00 PM on the date of the meeting. The meeting ID for attending the meeting via Zoom is [http://zoom.us/s/3575747364](http://zoom.us/s/3575747364) (if you need to enter the meeting ID, it is: 357-574-7364); please note that residents will be able to watch the meeting via Zoom but to ask questions, must attend in person or send questions in writing ahead of time following the above-mentioned procedures.

The first item on the agenda is a conference session with Arterial, the firm that has been hired to develop a capital improvement plan for Sherman Ave, including the Peppertown Park area. They will come before the Council and discuss the Sherman Ave vision included in the recently-adopted Master Plan (all Master Plan documents can be found here: [https://www.berkeleyheights.gov/1410/Master-Plan](https://www.berkeleyheights.gov/1410/Master-Plan)).

Two ordinances will also be introduced:
- Authorizing the award of a contract for the lease of property at 161 Sherman Avenue (location of Charkoal Grill; award recipient is the current Charkoal owner)
- Providing a 25% discount on recreation fees and service charged for military veterans and their families

During the regular agenda, the Council will vote on the following resolutions:
- **Approve Bill List dated June 8, 2022 in the amount of $1,343,427.02** for vouchers that have been properly approved for processing and payment.
- **Adopt Juneteenth as a recognized holiday for** International Brotherhood of Teamsters, Local 469, and United Public Service Employees Union. This is to coincide with the
Township’s recognition of Juneteenth as a holiday, and to ensure the union employees get the same holiday off as the non-union employees.

- **Approve Alcoholic Beverage Licenses for a period of one year, expiring on June 30, 2023.**
- Authorize the **purchasing of certain goods and services through the use of Regional Cooperative Purchasing, for Tilcon New York, Inc** for the estimated amount of $300,000. This is for our 2022 COOP road paving projects.
- **Authorize the submission of a Treatment Works Approval Application to the NJDEP, for 235 Snyder Avenue.**
- **Award a professional services contract to Neglia Engineering Assoc.** for road paving construction management services. This is to manage the 2022 COOP road paving projects.

To view the complete Council agenda, go to https://www.berkeleyheights.gov/AgendaCenter/Township-Council-9/?#_06082022-1020