

1. Township Council Meeting
Township Council Meeting - March 21, 2023

Documents:

[PUBLIC MEETING - MARCH 21, 2023.PDF](#)

**Township of Berkeley Heights
Union County, New Jersey
March 21, 2023**

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, 2023. This meeting will not substantially go past 10:30 p.m.

COUNCIL MEMBERS:

Manuel Couto – Vice President
Paul Donnelly
John Foster - President
Jeanne Kingsley
Susan Poage
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 – Governor Livingston Hockey**
- V. **CONFERENCE SESSION -**
- VI. **REGULAR AGENDA**
- VII. **Public Hearing and Final Adoption of Ordinances Introduced on March 7, 2023:**

Comments on ordinances up for final adoption are welcome during public hearing for each particular ordinance. Before making a comment, all speakers must identify their name and address. Each speaker shall be limited to 3 minutes.

Alternatively, 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 public meeting.

1. **“AN ORDINANCE CREATING SECTION 15.4.021 OF THE MUNICIPAL CODE TITLED “EXPEDITED INSPECTIONS”.**

VIII. 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.

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

1. Resolution approving Bill List dated March 21, 2023, in the amount of \$351,313.99.
2. Resolution authorizing a professional service contract to Winning Strategies Washington – Hoboken Strategy Group, Inc., to assist the township to develop and execute a comprehensive government affairs strategy, to advocate and advance funding requests for the township's priorities, through the annual appropriations process, and the biennial WRDA reauthorization process, in an amount not to exceed \$120,000.
3. Resolution authorizing a professional service contract to Arcari & Iovino to assist with the Berkeley Heights Municipal Complex, and remaining punch list items, in an amount not to exceed \$15,000.

4. Resolution authorizing a professional service contract to Mast Construction Services Inc., to assist with Claims Consulting Services for the Municipal Complex, in an amount not to exceed \$15,000.
5. Resolution authorizing an emergency temporary appropriation in the amount of \$599,605.12.
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 in the amount of \$2,666.85, for the property located at 280 Mountain Avenue.
 - b. Resolution authorizing a tax overpayment in the amount of \$944.78, for the property located at 182 Plainfield Avenue.
 - c. Resolution authorizing an tax overpayment in the amount of \$2,813.44, for the property located at 6 Maple Avenue.
 - d. Resolution authorizing a tax overpayment in the amount of \$53,484.77, for the property located at 100-200 Locust Avenue.
 - e. Resolution authorizing a tax overpayment in the amount of \$1,580.47, for the property located at Sherman Avenue.
 - f. Resolution authorizing the redemption of a tax sale certificate, for 82 Delmore Avenue, in the amount of \$47,022.68.
 - g. Resolution authorizing a block party on Holly Glen Lane South, on June 10, 2023, between the hours of 3:00 p.m. to 8:00 p.m.

X. TOWNSHIP COUNCIL REPORTS

A. Manuel Couto – Vice President

B. Paul Donnelly

C. John Foster - President

D. Jeanne Kingsley

E. Susan Poage

F. Jeff Varnerin

ADMINISTRATION REPORTS

Mayor Devanney

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 –

Attorney Client Privilege/Contract Negotiations – Municipal Complex

XIII. ADJOURNMENT

Ana Minkoff, Township Clerk

TOWNSHIP COUNCIL CORRESPONDENCE
February 2023

Correspondence received from:

- **Mary Kay McMillin** regarding Read Across America;
- **NJ Department of Environmental Protection** regarding NJPDES Permit Modification;
- **Berkeley Height Volunteer Rescue Squad** regarding invitation to Installation and Awards Dinner Dance;
- **William Woodruff Early Childhood Center** regarding Read Across America;
- **Chatham Township Planning Board** regarding notice of public hearing on the revised municipal stormwater management plan;

(2)

**AN ORDINANCE CREATING SECTION 15.4.021 OF THE MUNICIPAL CODE TITLED
"EXPEDITED INSPECTIONS"**

WHEREAS, it is in the interests of the residents of the Township of Berkeley Heights to update the Construction Fee ordinance;

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:

Section I. Creating Section 15.4.021 of the Municipal Code titled "Expedited Inspections"

Section 15.4.021 titled "Expedited inspections" is hereby created as follows:

Expedited Inspections

- (1) Any person or entity may apply for an inspection of a particular project or site on a day and time convenient to that person or entity. Any such application shall be made, in writing, to the Construction Department on a form to be provided by the Construction Official for such purpose. The Construction Official shall make the necessary arrangements with licensed subcode officials to make the inspection on the day and time requested. If the Construction Official is unable to arrange for the inspection as requested, he or she shall notify the applicant requesting the inspection as soon as possible after the request is made.
- (2) Any person or entity applying for an inspection pursuant to (1) hereinabove shall, in addition to any other fees payable pursuant to this chapter, pay to the Construction Department a fee of \$150 for the first two hours or portion thereof that the inspector is on site making such inspection. For each additional hour, or portion thereof, after the first two hours, the applicant shall pay a fee of \$75. The applicant shall deposit \$150 with the Construction Department at the time the application is made. If an inspection exceeds two hours, the applicant shall be billed for the additional time. Any such bill shall be due and payable immediately upon receipt.

Section II. 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 III. 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 _____, 2023.

ADOPTED the _____ day of _____, 2023

Angie D. Devanney, Mayor

ATTEST:

Ana Minkoff, Township Clerk

**NOTICE OF
INTRODUCTION**

Ordinance -2023

**AN ORDINANCE CREATING SECTION 15.4.021 OF THE MUNICIPAL CODE
TITLED "EXPEDITED INSPECTIONS"**

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 7, 2023** and that said Ordinance shall be submitted for consideration and final passage at the Public Hearing to be held on **March 21, 2023** 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**

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

NOTICE OF FINAL ADOPTION

Ordinance -2023

**AN ORDINANCE CREATING SECTION 15.4.021 OF THE MUNICIPAL CODE
TITLED "EXPEDITED INSPECTIONS"**

I, Ana Minkoff, Township Clerk of the Township of Berkeley Heights, County of Union, State of New Jersey, hereby certify that the above-entitled Ordinance was adopted on final Passage by the Township Council of the Township of Berkeley Heights at its meeting held on March 21, 2023.

**Ana Minkoff,
Township Clerk
Township of Berkeley Heights**

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 03/21/2023, in the amount of \$351,313.99 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 21st day of March, 2023.

ATTEST:

Ana Minkoff
Township Clerk

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

**A RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO
WINNING STRATEGIES WASHINGTON – HOBOKEN STRATEGY GROUP, INC.**

WHEREAS, the Township of Berkeley Heights is in need of contracting for professional services to develop and execute a comprehensive government affairs strategy to advocate and advance funding requests for Berkeley Height’s priorities through the annual appropriations process and the biennial WRDA reauthorization process; and

WHEREAS, Winning Strategies Washington – Hoboken Strategy Group, Inc. submitted a proposal dated March 6, 2023, to provide the needed services in an amount not to exceed \$120,000.00; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights that the Mayor of the Township of Berkeley Heights are hereby authorized to enter into an agreement with Winning Strategies- Hoboken Strategy Group, Inc., in an amount not to exceed \$120,000.00, pursuant to a proposal dated March 6, 2023. This contract is awarded without competitive bids as a “professional services contract” in accordance with N.J.S.A. 40A:11-5 (1)(a)(I) of the Local Public Contract Law and pursuant to an Unfair and Open process in accordance with the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5, et seq.; and

BE IT FURHTER RESOLVED, that the Chief Financial Officer has issued a Certificate of Available Funds which is incorporated herein by reference, for an amount not to exceed \$120,000.00.

Approved this 21st day of March, 2023.

ATTEST:

Ana Minkoff, Township Clerk

Certification of Availability of Funds

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, HFA, 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 Winning Strategies Washington – Hoboken Strategy Group, Inc., in an amount not to exceed from the following account, \$120,000.00 from 3-01-20-701-028 subject to the approval of the 2023 budget.

HFA - Chief Financial Officer

#3

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

**A RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO
ARCARI & IOVINO**

WHEREAS, the Township of Berkeley Heights is in need of contracting for professional services to assist with the Berkeley Heights Municipal Complex, and remaining punch list items; and

WHEREAS, Arcari & Iovino provided a proposal dated March 15, 2023, to provide the needed services in an amount not to exceed \$15,000.00; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights that the Mayor of the Township of Berkeley Heights are hereby authorized to enter into an agreement with Arcari & Iovino, in an amount not to exceed \$15,000.00, pursuant to a proposal dated March 15, 2023. This contract is awarded without competitive bids as a "professional services contract" in accordance with N.J.S.A. 40A:11-5 (1)(a)(I) of the Local Public Contract Law and pursuant to an Unfair and Open process in accordance with the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5, et seq.; and

BE IT FURHTER RESOLVED, that the Chief Financial Officer has issued a Certificate of Available Funds which is incorporated herein by reference, for an amount not to exceed \$15,000.00.

Approved this 21st day of March, 2023.

ATTEST:

Ana Minkoff, Township Clerk

Certification of Availability of Funds

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, HFA, 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 Arcari & Iovino, in an amount not to exceed from the following account, \$15,000.00 from C-04-20-110-202 subject to the approval of the 2023 budget.

HFA - Chief Financial Officer

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

**A RESOLUTION AWARDING A PROFESSIONAL SERVICE CONTRACT TO
MAST CONSTRUCTION SERVICES, INC.**

WHEREAS, the Township of Berkeley Heights is in need of contracting for professional services to assist with Claims Consulting Services for the Berkeley Heights Municipal Complex; and

WHEREAS, Mast Construction Services, Inc., provided a proposal dated March 15, 2023, to provide the needed services in an amount not to exceed \$15,000.00; and

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights that the Mayor of the Township of Berkeley Heights are hereby authorized to enter into an agreement with Mast Construction Services, Inc., in an amount not to exceed \$15,000.00, pursuant to a proposal dated March 15, 2023. This contract is awarded without competitive bids as a "professional services contract" in accordance with N.J.S.A. 40A:11-5 (1)(a)(I) of the Local Public Contract Law and pursuant to an Unfair and Open process in accordance with the New Jersey Local Unit Pay-to-Play Law, N.J.S.A. 19:44A-20.5, et seq.; and

BE IT FURHTER RESOLVED, that the Chief Financial Officer has issued a Certificate of Available Funds which is incorporated herein by reference, for an amount not to exceed \$15,000.00.

Approved this 21st day of March, 2023.

ATTEST:

Ana Minkoff, Township Clerk

Certification of Availability of Funds

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, HFA, 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 Mast Construction Services, Inc., in an amount not to exceed from the following account, \$15,000.00 from C-04-20-110-202 subject to the approval of the 2023 budget.

HFA - Chief Financial Officer

#5

RESOLUTION

EMERGENCY TEMPORARY APPROPRIATION

WHEREAS, an emergency condition has arisen with respect to the fact that the Township has yet to adopt its 2023 budget and no adequate provision has been made in the 2023 temporary appropriations for the aforesaid purpose, and N.J.S.A. 40A: 4-20 provides for the creation of an emergency temporary appropriation for the above mentioned; and,

WHEREAS, the total emergency temporary resolutions adopted in the year 2023 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A: 4-20) including this resolution total \$6,650,908.20; and,

NOW, THEREFORE, BE IT RESOLVED, (by not less than two-thirds of all the members thereof affirmatively concurring) by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey, that in accordance with the provisions of N.J.S.A. 40A:4-20;

1. An emergency temporary appropriation be and the same is hereby made for the following line item:

CURRENT FUND

Salaries & Wages	\$	10,000.00
Other Expenses	\$	<u>589,605.12</u>
TOTAL ADDITIONAL TO CURRENT FUND	\$	<u>599,605.12</u>

CERTIFICATION

I, ANA MINKOFF, Municipal Clerk of Berkeley Heights Township do hereby certify that the foregoing is a true copy of a Resolution duly passed and adopted by the Township Committee at its meeting held on the 21st day of March 2023.

Ana Minkoff
Municipal Clerk

Agenda Item

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6a

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

RESOLUTION

WHEREAS, the Tax Collector has advised that there was an overpayment of a portion of 2023 property taxes for property known as Block# 3503, Lot# 5 also known as 280 Mountain Avenue, which requires a refund in the amount of \$2,666.85; and,

NOW, THEREFORE BE IT RESOLVED that the Treasurer is authorized to refund the overpayment of the first (1st) quarter 2023 taxes in the amount of \$2,666.85.

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

APPROVED this 21st day of March 2023.

Attest:

**Ana Minkoff
Township Clerk**

Agenda Item

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6b

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

RESOLUTION

WHEREAS, the Tax Collector has advised that there was an overpayment of a portion of 2023 property taxes for property known as Block# 1907 Lot# 3 also known as 182 Plainfield Avenue, which requires a refund in the amount of \$944.78; and,

NOW, THEREFORE BE IT RESOLVED that the Treasurer is authorized to refund the overpayment of the first (1st) quarter 2023 taxes in the amount of \$944.78.

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

APPROVED this 21st day of March 2023.

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 2023 property taxes for property known as Block# 902, Lot# 1.02 also known as 6 Maple Avenue, which requires a refund in the amount of \$2,813.44; and,

NOW, THEREFORE BE IT RESOLVED that the Treasurer is authorized to refund the overpayment of the first (1st) quarter 2023 taxes in the amount of \$2,813.44.

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

APPROVED this 21st day of March 2023.

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 2023 property taxes for property known as Block# 1901, Lot# 35 also known as 100-200 Locust Avenue, which requires a refund in the amount of \$53,484.77; and,

NOW, THEREFORE BE IT RESOLVED that the Treasurer is authorized to refund the overpayment of the first (1st) quarter 2023 taxes in the amount of \$53,484.77.

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

APPROVED this 21st day of March 2023.

Attest:

Ana Minkoff
Township Clerk

Agenda Item

#

6e

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

RESOLUTION

WHEREAS, the Tax Collector has advised that there was an overpayment of a portion of 2023 property taxes for property known as Block# 609 Lot# 13 also known as Sherman Avenue, which requires a refund in the amount of \$1,580.47; and,

NOW, THEREFORE BE IT RESOLVED that the Treasurer is authorized to refund the overpayment of the first (1st) quarter 2023 taxes in the amount of \$1,580.47.

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

APPROVED this 21st day of March 2023.

Attest:

**Ana Minkoff
Township Clerk**

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

RESOLUTION

WHEREAS, the Township of Berkeley Heights issued Tax Sale Certificate #22-00002 to lien holder Realty Solutions JV LLC, 25 Hughes Place, Summit, NJ 07901, for the property located at Block 401, Lot #35, 82 Delmore Lane, Berkeley Heights, New Jersey; and,

WHEREAS, the owner of such property has now redeemed such certificate and the lien holder Realty Solutions JV LLC, is entitled to receive redemption in the amount of \$47,022.68 to be paid by or on behalf of the homeowner.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Berkeley Heights, that the Treasurer is authorized to pay out the sum of \$47,022.68 in redemption of Tax Sale Certificate #22-00002 upon the submission of a properly completed voucher and surrender of such certificate.

Copies of this Resolution are to be forwarded to the Tax Collector.

APPROVED this 21st day of March, 2023.

ATTEST:

Ana Minkoff
Township Clerk

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

RESOLUTION

WHEREAS, a request was made by Allison Kurzweil requesting permission from the Township Council to hold a neighborhood block party on Holly Glen Lane South, between Killarney and Holly Glen Lane, on Saturday, June 10, 2023, from 3:00 – 8:00 p.m., which would involve erecting barricades on a public street; and

WHEREAS, the Township Council wishes to support the request for a neighborhood block party subject, however, to the special requirements of the appropriate local Township Officials.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Berkeley Heights that it does hereby approve of a neighborhood block party on Holly Glen Lane South, on Saturday, June 10, 2023, from 3:00 – 8:00 p.m.

BE IT FURTHER RESOLVED that a copy of this Resolution is to be forwarded to Allison Kurzweil, and the Department of Public Works.

APPROVED this 21st day of March, 2023.

ATTEST:

Ana Minkoff
Township Clerk

**A RESOLUTION PURSUANT TO N.J.S.A.10:4-12 MOVING
THE PUBLIC MEETING INTO EXECUTIVE SESSION**

WHEREAS, the provisions of the Open Public Meetings Act (N.J.S.A.10:4-1 et seq.) expressly provide that a public body may move into Executive Session and exclude the public from that portion of a meeting at which the public body discusses any of the nine areas set forth in N.J.S.A.10:4-12b; and

WHEREAS, the Township Council of the Township of Berkeley Heights has determined it necessary to move into Executive Session to discuss the following subjects, all of which are included in the aforesaid exceptions:

1. Attorney Client Privilege/Contract Negotiations – Municipal Complex

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of

Berkeley Heights that it does hereby move into Executive Session pursuant to N.J.S.A.10:4-12b to discuss the aforesaid matters; and

IT IS FURTHER RESOLVED that the aforesaid discussions shall be made public either at the Public Meeting following said Executive Session or at such time as any litigated or personnel matters are concluded; or upon conclusion of any negotiations or related discussions; or as otherwise specified; and

IT IS FURTHER RESOLVED that this Resolution shall take effect pursuant to law.

APPROVED this 21st day of March, 2023.

Attest: _____
Ana Minkoff, Township Clerk