

**TOWNSHIP OF BERKELEY HEIGHTS  
UNION COUNTY, NEW JERSEY  
COUNCIL MEETING HELD APRIL 19, 2016**

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**CALL TO ORDER**

At 7:04 p.m. Mayor Woodruff called the meeting to order and 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**

Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore, Mr. Pirone and Mayor Woodruff answered present. Also present were Township Attorney Joseph Sordillo, Township Administrator John Bussiculo and Township Clerk Ana Minkoff.

**FLAG SALUTE**

Mayor Woodruff asked everyone present to stand as he led the Flag Salute.

Based on the fact that the professionals are here who are needed to speak with us at the Executive Session, the Mayor stated that the Executive Session would be moved up to the front.

**EXECUTIVE SESSION**

- 1. Attorney-Client Privilege- Litigation- Connell Tax Appeal**
- 2. Attorney/Client Privilege-Litigation-Affordable Housing**

Moved by Mrs. Kingsley to go into Executive Session, seconded by Mr. Pastore and upon roll call vote:  
**(7:05 p.m.)**

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

Moved by Mrs. Kingsley to go out of Executive Session, seconded by Mr. Pastore and upon roll call vote:  
**(7:44 p.m.)**

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**CONFERENCE SESSION –**

**Mr. D'Aquila** stated that they had nothing to report for Conference Session

**Mr. Delia** spoke about last night's Environmental Commission meeting and their discussion regarding the Pipeline and setting aside \$5,000 for litigation. The Mayor responded. Discussion further ensued (The Mayor, Mr. Delia.)

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**Mr. Faecher** – Mr. Faecher stated that there was another update on the Affordable Housing front and that this one was pretty favorable. Mr. Faecher stated that we are in active litigation on the issue and we need to be mindful of that and guarded in our remarks. He spoke about 1) the scheduled trial; 2) in furtherance of the case management order that had been entered by the Court, expert reports are being worked on and are due; 3) Fair Share Housing’s expert, Mr. Kinsey, filed his expert report today as it relates to Union County allocating everyone’s Fair Share; 4) the original report by this expert stated that Berkeley Heights’ share was 858 units; today’s report included a drop to 598; 5) we still believe that number is inaccurate - our expert believes that the number is much lower. Mr. Faecher further elaborated.

Mr. Faecher also spoke about the addition of the Kings Property MOU to the Agenda tonight. He stated that we apologize for that. Mr. Faecher stated that the tentative agreement, subject to vote, was presented today. Mr. Faecher stated that we would be discussing the Kings property and entering into a resolution and associated MOU.

The Mayor asked to clarify the town which was chosen, specifically Fanwood. Mr. Faecher responded. The Mayor asked if the Fanwood matter was on hold. Mr. Faecher responded.

Mr. Faecher spoke about emails received on the Cell Tower at the High School, and noted that the Board of Education is the applicant. He stated that the matter is an active matter before the Board of Adjustment. He encouraged residents to approach the Zoning Board of Adjustment to make their feelings known.

**Mr. Pastore** – Mr. Pastore spoke about the Memorial moving forward and elaborated. He stated that everything should be done by early May.

**Mrs. Kingsley** had nothing to report.

## **TOWNSHIP COUNCIL REPORTS**

**Mr. D’Aquila** – Mr. D’Aquila stated that he had nothing to report.

**Mr. Delia** – In regards to the parking discussion regarding parking at Springfield and Sherman Avenues, Mr. Delia stated that the color painted yellow at the Sub Zone is the wrong yellow and a horrible looking yellow. He elaborated. Mr. Delia also commented on the yellow on the curbs through the center of town. The Mayor and Mr. Bussiculo responded.

**Mr. Faecher** – Mr. Faecher stated that he had nothing report.

**Mr. Pastore** – Mr. Pastore stated that he had nothing to report.

**Mr. Pirone** – Mr. Pirone stated that he had nothing to report.

**Mrs. Kingsley** – Mrs. Kingsley stated that she had nothing to report.

**Mayor Woodruff** – The Mayor spoke about 1) the recent Gateway Chamber of Commerce Mayor’s Dinner and announced that our Business Administrator was nominated for the Business Administrator of the Year award.

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**Mr. Bussiculo** – Mr. Bussiculo reported on the following: 1) Street sweeper update; 2) chipping update; 3) pothole update; 4) catch basin update; 5) paving will start this Thursday and elaborated; 6) baseball field update; 7) Firehouse generator update; 8) Electrician punch list update; 9) Retrofit grate update; 10) on April 25<sup>th</sup>, American Water is going to lay down pipe through the center of town and elaborated; 11) Building Department update including receipt of a \$50,000 Union County paving grant; 12) Recycling bid update; 13) Fire Department Apron update; 14) 3 (three) quotes were received for the Heating and Ventilation at the Fire Department; 15) Meeting was held with the Building Department and Connell regarding permits; 16) County Yard waste update; 17) Recreation Class Update; 18) 8 weeks of Pre-school camp update; 19) Playground Camp registration update; 20) Memorial Day Parade meeting update; 21) PAL opening day parade; 22) Mother’s Day race (Sunday, May 8<sup>th</sup>) update; 23) no safety issues at the Wastewater treatment plant; 24) a 6<sup>th</sup> (sixth) man was hired at the Wastewater plant and further staffing update; 25) Trickling filter rehabilitation update; 26) Meeting was held with Rapid last week and elaborated; 27) the Jet Vac truck is out of service; 28) in regards to the SCADA design, we have received three proposals back and elaborated; 29) Building Department update: applications received, permits issued, plans reviewed, fee collection.

Moved by Mr. Pastore to approve the Township Council and Administration Reports, seconded by Mr. D’Aquila and upon roll call vote:

Ayes: Mr. D’Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**2016 MUNICIPAL BUDGET ADOPTION**

**Public Hearing and Final Adoption on 2016 Municipal Budget as Introduced on March 22, 2016**

The Mayor stated that this was the Public Hearing and final adoption of the 2016 Municipal Budget, which had been introduced on March 22, 2016.

Ms. Minkoff stated that 1) this was the time and place for the Public Hearing on the 2016 Municipal Budget, and 2) that the Mayor and Council had approved the Budget on March 22<sup>nd</sup>, that it was advertised in full as requested by law on March 25<sup>th</sup>, together with notice of hearing for this time, and that printed copies were made available to the public during the past week as well as copies were available now to those who desired one.

The Mayor stated that anyone who hadn’t secured a budget could come up and get one.

**Adoption of Resolution to Read Budget by Title.**

Moved by Mr. Pastore to adopt the resolution to read the budget by title only, seconded by Mrs. Kingsley and carried. Mr. Delia asked what it was we were voting on. Mrs. Kingsley responded. Upon roll call vote:

Ayes: Mr. D’Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

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The Mayor stated the procedure would be the same as our other hearings, i.e., you should recognize yourself at the podium and direct all questions to the Chair. The Mayor asked Mr. Marceau to present an overview. Mr. Marceau presented an overview of the 2016 Municipal Budget.

The Mayor announced that the Public Hearing of the 2016 Municipal Budget was open.

In regards to the Communications Committee request for \$22,500, Mr. Tom Foregger of 14 Dorset Road, stated that the Committee did not state what it would be used for. Mr. Foregger stated that the Committee did not file an Annual Report for 2015, and have never provided an Annual Report, as required by the ordinance that created the Committee. Mr. Foregger asked 1) what does the Council intend to use this appropriation for and 2) what restrictions are there on the use of these types. Mr. Marceau responded.

Ms. Carol Matula of 5 Hastings Road asked how much has been budgeted for Mr. Mistretta's redevelopment services and where this would be found in the budget. Discussion ensued (Mr. Marceau, Mr. Sordillo, Ms. Matula.)

Hearing no voices, moved by Mrs. Kingsley to close the public hearing on the 2016 Municipal Budget Adoption, seconded by Mr. Pastore, and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

The Mayor read a brief summary of the 2016 Municipal Budget's figures.

Moved by Mr. Pastore to adopt the 2016 Municipal Budget, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: Mr. Delia  
Abstain: None  
Absent: None

**APPROVAL OF MINUTES**

Moved by Mr. Pirone to approve the following minutes, seconded by Mr. Pastore and upon roll call vote:

**Public Meeting – April 5, 2016**

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: Mrs. Kingsley  
Absent: None

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Moved by Mr. Pirone to approve the following minutes, seconded by Mrs. Kingsley and upon roll call vote:

**Executive Session – July 8, 2014 and July 22, 2014**

Ayes: Mr. Delia, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: Mr. D'Aquila and Mr. Faecher  
Absent: None

**HEARING ON AGENDA ITEMS ONLY**

Moved by Mr. D'Aquila to open the Hearing on Agenda Items Only, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

Mr. Delia asked that Mr. Leister speak on the bugs, Resolution Number 6. Mr. Leister spoke about a little beetle, the Emerald Ash Borer, and an available State of New Jersey grant. Discussion ensued (the Mayor, Mr. Leister, Mrs. Kingsley, Mr. Bussiculo, and Mr. Delia.)

In regards to Resolution 3, which had to do with the redevelopment on Locust Avenue, Mr. Tom Foregger of 14 Dorset Road asked whether there would be a resolution to pay Mr. Mistretta to do the study. Mr. Sordillo responded. Mr. Foregger asked if he had done any work on this already. Mr. Sordillo responded. Mr. Foregger noted a provision in the Redevelopment Act, criteria H. He suggested that we satisfied "H" and therefore, not spend money on this. Mr. Sordillo responded. Discussion ensued (Mr. Bussiculo, Mr. Sordillo, Mr. Foregger, and the Mayor.)

Mr. Foregger asked about the Fair Share Housing figures. Mr. Faecher responded. Discussion ensued (Mr. Foregger, Mr. Faecher, and Mr. Bussiculo.)

Mr. Sander Raaymakers of 180 Timber spoke about the Memorandum of Understanding between Kings and Berkeley Heights, specifically that it specified things like height. In regards to the Memorandum of Understanding with the 100 Locust property, Mr. Raaymakers stated that height was not included. He stated that he was trying to figure that once the Redevelopment is approved, if anybody in the Town no longer has a say in what happens and elaborated. Mr. Sordillo responded. Discussion ensued (Mr. Faecher, Mrs. Kingsley, Mr. Sordillo, and Mr. Raaymakers.)

Mr. Jess Germansky of 30 Lawrence Drive stated that he had a numbers question, and asked specifically about COAH requirements and Affordable Housing. Mr. Faecher responded.

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Hearing no voices, moved by Mr. D'Aquila to close the Hearing on Agenda Items Only, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**PUBLIC HEARING AND FINAL ADOPTION OF ORDINANCES INTRODUCED ON APRIL 5, 2016.**

The Clerk presented and read:

**(1)“BOND ORDINANCE AMENDING BOND ORDINANCE NUMBERED 4-2014 OF THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, FINALLY ADOPTED AUGUST 12, 2014, IN ORDER TO AMEND THE DESCRIPTION OF THE PROJECT.”**

Moved by Mrs. Kingsley to open the public hearing on the ordinance as read by the Township Clerk, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

Hearing no voices, moved by Mrs. Kingsley to close the public hearing on the ordinance as read by the Township Clerk, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone.  
Nays: None  
Abstain: None  
Absent: None

Moved by Mrs. Kingsley that the ordinance as read by the Township Clerk and hearing held hereon is adopted on final passage and the Township Clerk is directed to advertise it in the Courier News, seconded by Mr. Pastore and carried. Referencing the discussion at the Introduction, Mr. Delia asked how many signs will be put up, the location, and the cost. He elaborated and stated that he would vote no.

Upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: Mr. Delia  
Abstain: None  
Absent: None

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The Clerk presented and read:

**(2) "An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey, Amending, Revising and Supplementing Chapter 5.24 entitled "Taxicabs" of Title 5 entitled "Business Licenses and Regulations" of *The Code of the Township of Berkeley Heights* to update and amend the licensing requirements for livery services within the Township."**

Moved by Mr. Pastore to open the public hearing on the ordinance as read by the Township Clerk, seconded by Mr. D'Aquila and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

Hearing no voices, moved by Mr. Pastore to close the public hearing on the ordinance as read by the Township Clerk, seconded by Mr. D'Aquila and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone.  
Nays: None  
Abstain: None  
Absent: None

Moved by Mr. Pastore that the ordinance as read by the Township Clerk and hearing held hereon is adopted on final passage and the Township Clerk is directed to advertise it in the Courier News, seconded by Mr. D'Aquila and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

The Clerk presented and read:

**(3) "An Ordinance of the Township of Berkeley Heights, County of Union, State of New Jersey, Amending, Revising and Supplementing Chapter 10.36 entitled "Parking Restrictions" of Title 10 entitled "Vehicles and Traffic" of *The Code of the Township of Berkeley Heights* to Establish and Amend the Parking Regulations on a Portion of Various Roadways".**

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Moved by Mr. Faecher to open the public hearing on the ordinance as read by the Township Clerk, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

Hearing no voices, moved by Mr. Faecher to close the public hearing on the ordinance as read by the Township Clerk, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone.  
Nays: None  
Abstain: None  
Absent: None

Moved by Mr. Faecher that the ordinance as read by the Township Clerk and hearing held hereon is adopted on final passage and the Township Clerk is directed to advertise it in the Courier News, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**RESOLUTIONS**

**Mr. Delia introduced the following resolution:**

1. Resolution approving Bill List dated April 19, 2016 in the amount of \$223,514.87.

Moved by Mr. Delia to approve resolution #1, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**Mr. D'Aquila introduced the following resolution:**

2. Resolution authorizing the participation by the Berkeley Heights Police Department in the Union County Law Enforcement Officer Loan Program.

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Moved by Mr. D'Aquila to approve resolution #2, seconded by Mr. Pastore and carried. Mr. Faecher noted a typo in the second "whereas." Upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**Mrs. Kingsley introduced the following resolution:**

3. Resolution authorizing the Planning Board to undertake a preliminary investigation, utilizing Harbor Consultants, Inc., in order to recommend to the Township Council whether the property identified as Block 1901, Lot 35, located at 100 Locust Avenue, is an area in need of redevelopment according to the criteria set forth in N.J.S.A. 40:A:12A-5.

Moved by Mrs. Kingsley to approve resolution #3, seconded by Mr. Pirone and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: Mr. Delia  
Abstain: None  
Absent: None

**Mr. Faecher introduced the following resolution:**

4. Resolution authorizing the rejection of the Recycling Services bid, as substantially exceeding he cost estimates.

Moved by Mr. Faecher to approve resolution #4, seconded by Mrs. Kingsley and carried. The Mayor asked Mr. Bussiculo to aid anyone in the audience on this issue. Mr. Bussiculo explained that the Recycling Bid received was higher than what was in the budget and elaborated. Upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**Mr. Pastore introduced the following resolution:**

5. Resolution authorizing the adoption of the County of Union Multi-Jurisdictional Hazard Mitigation Plan.

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Moved by Mr. Pastore to approve resolution #5, seconded by Mr. Pirone and carried. The Mayor asked if anyone wanted to ask what it was. Mr. Sordillo responded. Upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**Mr. Pirone introduced the following resolution:**

6. Resolution authorizing the submission of a grant application in the amount of approximately \$25,000.00 to fund Evaluation and treatment of Emerald Ash Borer on Ash trees.

Moved by Mr. Pirone to approve resolution #6, seconded by Mr. Pastore and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**Mr. D'Aquila introduced the following resolution:**

7. Resolution authorizing a tax settlement with 22 Russo Associates, LLC.

Moved by Mr. D'Aquila to approve resolution #7, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: Mr. Delia  
Abstain: None  
Absent: None

**Mr. Delia introduced the following resolution:**

8. Resolution proclaiming April 29, 2016, as Arbor Day in the Township of Berkeley Heights.

Moved by Mr. Delia to approve resolution #8, seconded by Mr. D'Aquila and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

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**Mr. Faecher introduced the following resolution:**

9. Resolution authorizing a Memorandum of Understanding with Berkeley Heights Developers, LLC.

Moved by Mr. Faecher to approve resolution #9, seconded by Mr. Pirone and carried. Mr. Delia commented that this was the second time we did this and stated that it was against the law to pass resolutions without 48 hours' notice. He stated that this was such an important thing to the downtown of Berkeley Heights and elaborated. Mr. Faecher and Mr. Sordillo responded. Mr. Faecher asked specifically about paragraph 1.C. Mr. Sordillo elaborated on wording changes in paragraph 1.C. Mr. Faecher asked for clarification about the number of affordable units. Mr. Sordillo responded. The Mayor asked Mr. Sordillo, in his professional opinion, whether entering into this Memorandum of Understanding with these developers, would the Court and Master look more favorably on our efforts on acting in good faith. Mr. Sordillo responded.

Upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: Mr. Delia  
Abstain: None  
Absent: None

**Mrs. Kingsley introduced the following resolution:**

10. Resolution authorizing an emergency contract for the recycling services with the Giordano Company.

Moved by Mrs. Kingsley to approve resolution #10, seconded by Mr. D'Aquila and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**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.

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**Mr. Pastore introduced the following Consent Agenda Resolutions:**

(11)

- a. Resolution authorizing the release of a cash bond to Menza & Beisel, 94 Kline Blvd. for a street opening permit, in the amount of \$700.00.
- b. Resolution authorizing the release of a cash bond to Menza & Beisel, 88 Kline Blvd. for a street opening permit, in the amount of \$700.00.
- c. Resolution authorizing the release of a cash bond to Menza & Beisel, 6 Lackawanna Blvd., for a street opening permit, in the amount of \$700.00.
- d. Resolution authorizing the release of a cash bond to Menza & Beisel, 6 Lackawanna Blvd. Block 3802, Lot 5.12. for a street opening permit, in the amount of \$700.00.
- e. Resolution authorizing the release of a cash bond to Menza & Beisel, 4 Lackawanna Blvd. Block 3802, Lot 5.12. for a street opening permit, in the amount of \$700.00.
- f. Resolution appointing Andrew Gallitelli to the active roster of the Berkeley Heights Fire Department.
- g. Resolution authorizing a release of a cash bond to Crawford Customs, LLC, in the amount of \$7,700.00.
- h. Resolution authorizing a fireworks display by Garden State Fireworks, on May 14, 2016 at Mt. Carmel Field, for a fund raiser for the Isadora J. Seibert Foundation.

Moved by Mr. Pastore to approve Consent Agenda Resolutions #11 a through h, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**CITIZENS HEARING**

Moved by Mr. Pirone to open the Citizens Hearing, seconded by Mrs. Kingsley and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

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In regards to paying for the Redevelopment plans for the library (and noting that this would be a building that we wouldn't own,) Ms. Carol Matula of 5 Hastings Road asked what this was going to entail and why are we even doing this. Discussion ensued (The Mayor, Mrs. Kingsley, Ms. Matula, Mr. Faecher and Mr. Sordillo.)

Mr. John Sincaglia of 22 Robbins Avenue commented on the Library discussion initiated by Ms. Matula. In regards to the 15 per cent at the Kings property, Mr. Sincaglia asked whether Affordable Housing can force the developer, before the project is finished, to put more units in it. Mr. Sordillo responded. Discussion ensued (Mr. Sincaglia, Mr. Sordillo.)

In regards to fire hydrant replacements on various streets and various corners, Mr. Gerald Kuzmik of 35 Eaton Court, asked about the aesthetics, specifically curbing and blacktop and whether this job was considered complete by the Water Company. Mr. Delia responded. Discussion ensued.

Mr. Kuzmik asked who was responsible for the pathway between Park Avenue which leads to the back of Columbia School. Mr. Bussiculo, Mrs. Kingsley, and the Mayor responded.

Mr. Kuzmik asked about a contractor who could pick up the snags in the river. Mr. Bussiculo responded.

Mr. Stephen Yellin of 130 Dogwood Lane asked if there was any update regarding the agreement with Mr. Vito Mondelli's property. The Mayor responded.

Mr. Yellin commented on Resolutions 9 and 10 being added to the agenda and elaborated. He suggested that, in general, something that is being introduced last minute, unless it is absolutely critical to do so, should be put off to to the next meeting and elaborated. Mrs. Kingsley responded.

In regards to the Kings property drawing, Carol Matula asked for more specifics. Mrs. Kingsley responded.

In regards to the Pipeline coalition, Mr. Sander Raaymakers asked about the budgeted money. The Mayor responded.

Ms. Stephanie Bakos, Library Director, spoke about a bill in the Assembly regarding library construction, elaborated, and encouraged Council to reach out to certain elected officials regarding supporting this. She also spoke about an upcoming Freeholder grant and elaborated. Discussion ensued (Mr. D'Aquila, Ms. Bakos.)

In regards to the New York Kings building, Mr. Kuzmik asked if there was a projected date of demolition. Mr. Bussiculo responded. Mr. Kuzmik asked if the movie theatre had any affiliation with that property. Mr. Bussiculo and the Mayor responded.

Hearing no voices, moved by Mr. Pirone to close the Citizens Hearing, seconded by Mr. D'Aquila and upon roll call vote:

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

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**EXECUTIVE SESSION – Attorney/Client Privilege- Contract Negotiations-Liquor License**

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

Moved by Mrs. Kingsley to go into Executive Session, seconded by Mr. Pastore and upon roll call vote:  
**(9:11 p.m.)**

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

Moved by Mrs. Kingsley to go out of Executive Session, seconded by Mr. Pastore and upon roll call vote:  
**(9:26 p.m.)**

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**ADJOURNMENT**

Moved by Mr. Faecher to adjourn, seconded by Mr. D'Aquila, and upon roll call vote:  
**(9:27 p.m.)**

Ayes: Mr. D'Aquila, Mr. Delia, Mr. Faecher, Mrs. Kingsley, Mr. Pastore and Mr. Pirone  
Nays: None  
Abstain: None  
Absent: None

**Approved: May 10, 2016**

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**Ana Minkoff  
Township Clerk**

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