April 26, 2021

A Regular Meeting of the Township Council of the Township of Berkeley was held on Monday, April 26, 2021, at the Municipal Building, Pinewald Keswick Road, Bayville, New Jersey immediately following the Caucus Meeting. Present were Council Members Bacchione, Gingrich, Byrnes, Signorile, Buscio, and Council President Guadagno. Councilman Grosse was absent (Mayor Amato advised that he had a prior commitment). Also present were Mayor Amato, Administrator Camera, CFO Ebenau, Police Chief Santucci, Attorney Staiger, Engineer LeCompte (Caucus meeting), and Planner Oris.

Township Clerk read the following Open Public Meetings Statement:

Ladies and Gentlemen, pursuant to the applicable portions of the New Jersey Open Public Meetings Law, adequate notice of this meeting has been given. This meeting is posted on the Bulletin board located in the corridor of this building and published in the **Newspapers** on January 13, 2021.

Councilwoman Gingrich led in the Pledge of Allegiance at the Caucus Meeting prior to this meeting.

ROLL CALL:
PRESENT: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilman Buscio, approval of the Official Minutes for the meeting of *March 22, 2021*

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None

On motion by Councilman Bacchione, seconded by Councilman Buscio, approval of the Monthly Reports from ***Clerk, Code, Collector, Construction, Court, Fire, Public Works (Overtime), Recreation, and Sanitation & Recycling*** and ordered filed.

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilman , approval of Resol. #21-180-R re: Bills & Payroll.

Bills ***$ 10,379,717.52*** Payroll ***$ 2,483,343.87*** Total ***$ 12,863,061.39***
Berkeley Twp. School Taxes = $2,473,500.00
Central Regional Bd of Ed = $2,033,228.75

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

Council President announced the time and place of a public hearing on **Ordinance #21-11-OA re: AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE VACATION OF PORTIONS OF NORTHERN BOULEVARD & WESTERN BOULEVARD ABUTTING BLOCK: 530, LOTS: 1, 2 & 17.**

Council President Guadagno read the Ordinance by title, as copies had been made available to the public upon request; it had been posted on the Bulletin Board in Town Hall and published in the newspaper as required by law.

Council President invited anyone in the public who wished to speak for or against the adoption of the Ordinance to be heard. *There being none.*

On motion by Councilman Bacchione, seconded by Councilman Buscio, approval to close the public hearing and adopt Ordinance ***#21-11-OAB*** *(to be found in full at the end of the minutes.)*

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

Council President announced the time and place of a public hearing on **Ordinance #21-12-OA re: ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF BLOCK: 1403, LOTS: 1-20 ON THE MUNICIPAL TAX MAP TO MARK & DEBORAH STACKPOLE IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40A:12-13 (b) AND N.J.S.A. 40A:12-13.2 (BALSAM DRIVE; $17,100.00).**

Council President Guadagno read the Ordinance by title, as copies had been made available to the public upon request; it had been posted on the Bulletin Board in Town Hall and published in the newspaper as required by law.

Council President invited anyone in the public who wished to speak for or against the adoption of the Ordinance to be heard. *There being none.*

On motion by Councilman Bacchione, seconded by Councilwoman Gingrich, approval to close the public hearing and adopt Ordinance ***#21-12- OAB*** *(to be found in full at the end of the minutes.)*

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilman Signorile, approving the introduction of Ordinance **#21-13-OA re: AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE VACATION OF PORTIONS OF CHADWICK AVENUE ABUTTING BLOCK 1103, LOT 2 and BLOCK 1104, LOT 1** *(to be found by title at the end of the minutes)*

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilwoman Gingrich, approving the introduction of Ordinance **#21-14-OA re: AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE TOWNSHIP CODE, SO AS TO AMEND VARIOUS SECTIONS OF CHAPTER VII, ENTITLED "TRAFFIC" (BUTLER BLVD. EXIT TO BAYVIEW AVENUE)** *(to be found by title at the end of the minutes)*

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilwoman Gingrich, approval of Resol. #21-181-R re: Consent Agenda (as revised removing Item #15)

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

1. Resol. #21-182-R re: AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES AS TO BLOCK: 4.117, LOT: 27 FOR A TOTALLY DISABLED VETERAN
2. Resol. #21-183-R re: AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES AS TO BLOCK: 1037 LOT: 4 FOR A TOTALLY DISABLED VETERAN
3. Resol. #21-184-R re: AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES AS TO BLOCK: 1246.02 LOT: 9 FOR A TOTALLY DISABLED VETERAN
4. Resol. #21-185-R re: AUTHORIZING THE EXECUTION OF AN ADDENDUM TO THE OCCARES GRANT PROGRAM AGREEMENT WITH THE COUNTY OF OCEAN
5. Resol. #21-186-R re: SUPPORTING THE 2021 UDRIVE. UTEXT. UPAY. DISTRACTED DRIVING CRACKDOWN APRIL 1 – 30, 2021
6. Resol. #21-187-R re: AUTHORIZING THE RECEIPT OF PROPOSALS FOR CARDIOLOGIST
7. Resol. #21-188-R re: ACKNOWLEDGING THE RECEIPT OF THE GRANT AWARD "COPS IN SHOPS" (AL-21-45-05-04) IN THE AMOUNT OF $ 3,520.00 FROM THE DEPARTMENT OF TRANSPORTATION, NATIONAL HIGHWAY TRAFFIC SAFETY FFY21

8. Resol. #21-189-R re: SUPPORTING THE ENACTMENT OF NEW JERSEY SENATE BILL NO. 3584 AND ASSEMBLY BILL NO. 4979 PROVIDING IMMUNITY TO SENIOR PLANNED REAL ESTATE DEVELOPMENT ASSOCIATIONS RELATED TO COVID-19
9. Resol. #21-190-R re: APPROVING PICNIC APPLICATIONS
10. Resol. #21-191-R re: SUPPORTING EVENTS WITHIN THE TOWNSHIP FOR COMMUNITY MEDICAL CENTER AUXILIARY ASSOCIATION HOLLY TWIGS
11. Resol. #21-192-R re: OPPOSING THE RATE INCREASES REQUESTED BY NEW JERSEY NATURAL GAS
12. Resol. #21-193-R re: AUTHORIZING THE GRANT APPLICATION FOR "SFY21 BODY-WORN CAMERA GRANT PROGRAM"
13. Resol. #21-194-R re: AUTHORIZATION TO ADVERTISE FOR BIDS FOR WINDOWS, DOORS AND FIBERGLASS WALL ARMOR FOR POLICE HEADQUARTERS
14. Resol. #21-195-R re: COMMENDING FULFILL FOOD BANK OF MONMOUTH AND OCEAN COUNTIES
15. Resol. #21-196-R re: ***REMOVED***
16. Resol. #21-197-R re: AWARDING A CONTRACT FOR THE 23RD AVENUE OUTFALL DECKING PROJECT TO T.R. WENIGER, INC. IN THE AMOUNT OF $84,490.00
17. Resol. #21-198-R re: AWARDING A CONTRACT FOR THE 2021 MILL & OVERLAY - PHASE I PROJECT TO BLACK ROCK ENTERPRISES IN THE AMOUNT OF $163,000.
18. Resol. #21-199-R re: AWARDING A CONTRACT FOR THE 2021 ROAD MATERIALS TO THE WALTER R. EARLE CORP. AND AUTHORIZING THE REBIDDING OF VARIOUS ITEMS
19. Resol. #21-200-R re: AWARDING A CONTRACT FOR THE 2020 ROAD IMPROVEMENTS PROJECT (ALBONITO DRIVE, BAKOUA COURT, FREEPORT BOULEVARD, FREEPORT COURT & ST. THOMAS DRIVE) TO EARLE ASPHALT CO. IN THE AMOUNT OF $416,813.13
20. Resol. #21-201-R re: AUTHORIZING A REFUND OF DUPLICATE ELECTRONIC PAYMENT FOR MERCANTILE LICENSE TO PATADIGITAL DESIGNS
21. Resol. #21-202-R re: APPROVING BAYVILLE FIRE COMPANY APPLICATION FOR CHRISTOPHER BOYLE
22. Resol. #21-203-R re: APPROVING PINEWALD PIONEER FIRE COMPANY APPLICATION FOR TYLER E. VOLEK
23. Resol. #21-204-R re: APPROVING A SIDEWALK CAFÉ PERMIT TO BERKELEY FOOD & LIQUORS LLC. T/A EBBY'S, LOCATED AT 2013 SE CENTRAL AVENUE, BERKELEY TOWNSHIP NEW JERSEY
24. Resol. #21-205-R re: APPROVING A SIDEWALK CAFÉ PERMIT TO JJRH, LLC T/A BUM ROGERS CRABHOUSE, LOCATED AT 2207 CENTRAL AVENUE, BERKELEY TOWNSHIP NEW JERSEY
25. Resol. #21-206-R re: WAIVING PARK FEES FOR CENTRAL REGIONAL BASEBALL
26. Resol. #21-207-R re: WAIVING PARK FEES FOR KNIGHTS OF COLUMBUS
27. Resol. #21-208-R re: AWARDING A CONTRACT FOR THE SANITARY SEWER CONNECTION AT VETERAN'S PARK PROJECT TO SHORE CONNECTION, INC. IN THE AMOUNT OF $49,751.00
28. Resol. #21-209-R re: AWARDING A CONTRACT FOR THE REPLACEMENT OF TWO (2) 10 TON ROOF TOP AIR CONDITION UNITS AT THE BERKELEY LITTLE LEAGUE FIELD (LEITER FIELD) TO PDM GROUP, INC. IN THE AMOUNT OF $29,000.00

Attorney Staiger advised of several additions to the agenda.

On motion by Councilman Bacchione, seconded by Councilman Byrnes, approval of Resol. #21-210-R re: AUTHORIZATION TO ADVERTISE FOR BIDS FOR MOBILE FOOD VENDORS AND LEASE OF BUILDING AT KURNEL PROPERTY

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None

ABSENT: Grosse

Mayor Amato advised that Karin DiMichele will be retiring as Chief of Police on May 1, 2021. He thanked Karin for her 25 years of service and noted that she scored the highest on the Chief's exam in 2007. Mayor Amato went on to recognize Chief DiMichele for her "tireless" efforts during "Super Storm Sandy" in rebuilding our community. He added that she was the coordinator for the Office of Emergency Management and was instrumental in organizing the assistance for the attack on 9/11 towers in NY. Mayor Amato wished Chief DiMichele a very safe, healthy, and long retirement.

On motion by Councilman Bacchione, seconded by Councilman Signorile, approval Resol. #21-211-R re: APPOINTING A CHIEF OF POLICE - KEVIN SANTUCCI

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilwoman Gingrich, approval Resol. #21-212-R re: AWARDING A LEASE OF A SMALL FENCED IN STORAGE AREA (KURNEL PROPERTY) TO BAYVILLE STORAGE, LLC IN THE AMOUNT OF $277.00/MONTH

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilwoman Gingrich, approval Resol. #21-213-R re: AWARDING A LEASE OF A LARGE FENCED IN STORAGE AREA (KURNEL PROPERTY) TO BAYVILLE STORAGE, LLC IN THE AMOUNT OF $552.00/MONTH

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilwoman Gingrich, approval Resol. #21-214-R re: AWARDING A LEASE OF A BILLBOARD (KURNEL PROPERTY) TO MARTELL'S WATERS EDGE INC. IN THE AMOUNT OF $600.00/MONTH

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilman Byrnes, approval Resol. #21-215-R re: NOT ACCEPT RESIGNATION OF KIM GUADAGNO

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilwoman Gingrich, approving the introduction of Ordinance **#21-15-OA re: ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A SPECIAL EMERGENCY FOR THE CONTRACTUALLY REQUIRED SEVERANCE LIABILITIES RESULTING FROM THE LAYOFF OR RETIREMENT OF TOWNSHIP EMPLOYEES IN ACCORDANCE WITH N.J.S.A. 40A:4-53** *(to be found by title at the end of the minutes)*

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno

NAY: None
ABSENT: Grosse

On motion by Councilman Bacchione, seconded by Councilman Byrnes, approving the introduction of Ordinance **#21-16-OA re: AN ORDINANCE OF THE TOWNSHIP OF BERKELEY, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING THE TOWNSHIP CODE, SO AS TO AMEND CHAPTER II, ENTITLED "ADMINISTRATION" (WATERWAYS ADVISORY COMMISSION)** *(to be found by title at the end of the minutes)*

ROLL CALL:
AYE: Bacchione, Gingrich, Byrnes, Signorile, Buscio, Guadagno
NAY: None
ABSENT: Grosse

On motion by Councilman Byrnes, seconded by Councilman Bacchione, approval Resol. #21-216-R re: APPOINTING A MEMBER TO THE WATERWAYS ADVISORY COMMISSION
Mbr. #5 Edwin Figler, Jr. Fill the Unexpired Term Expiring 12/31/22

Administrator Camera advised that it will be necessary to set up a meeting for the Council as the Redevelopment Advisory Committee as per the ordinance. Details will follow when meeting is set.

On motion by Councilman Bacchione, seconded by Councilman Signorile, to adjourn the meeting.

A voice vote was taken with no ***NAYS*** heard.

Following are the Ordinances and Resolutions adopted by the Township Council and made a part of this meeting.

Beverly M. Carle
Township Clerk

Angelo Guadagno
Council President