

**TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY
COUNCIL MEETING HELD JUNE 9, 2026**

CALL TO ORDER

At 6:32 p.m., Mayor Devanney called the meeting to order and the Township Clerk stated 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

ROLL CALL

The following Council members were present:

John Foster
Margaret Illis
Bill Machado
Mr. Medeiros
Andrew Moran
Susan Poage

Also present were:

Township Administrator: Liza Viana
Township Clerk: Angela Lazzari
Township Attorney: Scott Salmon

Absent:

None

FLAG SALUTE

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

PROCLAMATION

Mr. Hendricks, Governor Livingston Athletic Director made a statement congratulating the Girls Softball Team.

The Mayor acknowledged the Governor Livingston High School Softball team on an outstanding season. Coach Erin Lanigan spoke on their NJSIAA North Jersey Section 2 Group 2 championship.

CONFERENCE SESSION

1. Eagle Scout – Ruhaan Gokhale presented his plan to enhance the seating at the Lower Columbia Park Playground Camp.
2. Climate EP Grant Study – Promoting Sustainable Energy - Mr. Medeiros presented.

Nancy Imbalzano, 215 Killarney Drive, thanked Mr. Medeiros for his efforts on the presentation.

3. Proposed Ordinance – Banning Data Centers – Mrs. Poage presented.
Mayor and Council asked questions & provided feedback.

Tom Forreger, 14 Dorset Dr, asked about land usage for Data Centers. Mrs. Poage and Scott Salmon responded.

Ellen Guritsky, 15 Cromwell Court, asked if there is a coalition throughout the state to protect against Data Centers. The Mayor and Mr. Foster responded.

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Dana Nigro, 425 Park Ave., in support of banning Data Centers and offered her findings.

Mara Nigro, 277 Washington St., gave her opinions on Data Centers.

Adam Horowitz, 79 Cromwell Court, thanked Mrs. Poage for her Data Center presentation and gave his opinion on same.

Danielle Bennet, 91 Bolton Blvd., spoke in support of the Data Center Ban. Asked what would happen if the ordinance didn't pass? The Mayor and Scott Salmon responded.

Nancy Imbalzano, 215 Killarney Dr., spoke in support of the ban on Data Centers.

Chris Johnson, 6 Chestnut Hill Dr., spoke about the radio frequencies regarding the Data Centers.

David Sankel, 75 Grandview Ave., spoke in support of the ban on Data Centers.

Betty Miles, 30 Greenbrook Rd., spoke in support of the ban on Data Centers.

APPROVAL OF MINUTES

Motion to approve the Public Meeting Minutes dated May 19, 2026

Mover: Mr. Moran
Seconder: Mr. Foster
Ayes: Mr. Foster, Mrs. Illis, Mr. Machado, Mr. Medeiros, Mr. Moran, Mrs. Poage
Nays: None
Abstain: None
Absent: None

PUBLIC HEARING AND FINAL ADOPTION OF ORDINANCES

Opening of the Public Hearing on ordinances being considered for final adoption

Mover: Mrs. Poage
Seconder: Mr. Foster
Ayes: Mr. Foster, Mrs. Illis, Mr. Machado, Mr. Medeiros, Mr. Moran, Mrs. Poage
Nays: None
Abstain: None
Absent: None

Mayor Devanney opened the floor to the public.

Joe Iadanza, 923 Mountain Ave., had questions on Ordinance 2026-11 and if there would be any future change to the Fireman's volunteer status. The Mayor and Scott Salmon responded.

Closing of the Public Hearing on ordinances being considered for final adoption

Mover: Mrs. Poage
Seconder: Mr. Foster
Ayes: Mr. Foster, Mrs. Illis, Mr. Machado, Mr. Medeiros, Mr. Moran, Mrs. Poage
Nays: None
Abstain: None

Absent: None

FINAL ADOPTION OF ORDINANCE

Ordinance 2026-11

AN ORDINANCE AMENDING THE FIRE PREVENTION FEES

Mover: Mr. Foster
Second: Mrs. Poage
Ayes: Mr. Foster, Mrs. Illis, Mr. Machado, Mr. Medeiros, Mr. Moran, Mrs. Poage
Nays: None
Abstain: None
Absent: None
Result: Adopted

CITIZENS HEARING

Opening of the Citizens Hearing

Mover: Mrs. Illis
Second: Mr. Foster
Ayes: Mr. Foster, Mrs. Illis, Mr. Machado, Mr. Medeiros, Mr. Moran, Mrs. Poage
Nays: None
Abstain: None
Absent: None

Mayor Devanney read a statement regarding the procedures for public comment.

Steve Carrellas, 35 Sycamore Ave., asked about DOT grants in reference to Sherman Ave. Phase III. The Mayor and Liza Viana responded.

Nancy Imbalzano, 215 Killarney Dr., asked about the status on the Nokia property. The Mayor responded.

David Sankel, 75 Grandview Ave, raised concerns about library overspending. The Mayor and Mrs. Poage responded.

Joe Iadanza, 923 Mountain Ave., asked what the status is of Columbia Field. Liza Viana responded. Asked how the township is paying for World Cup activities? Liza Viana responded. He asked about inactive liquor licenses. Angela Lazzari responded. He asked if the town will benefit from the Oak Ridge Bridge project. The Mayor and Mr. Foster responded. Asked if all new vehicles will be fuel or electric. Liza Viana and the mayor responded.

Adam Horowitz, 79 Cromwell Court, asked Mr. Medeiros if there were specific township vehicles that would be converted to electric. Mr. Medeiros responded.

Closing of the Citizens Hearing

Mover: Mrs. Illis
Second: Mr. Foster
Ayes: Mr. Foster, Mrs. Illis, Mr. Machado, Mr. Medeiros, Mr. Moran, Mrs. Poage

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.

Resolution No. 2026-

190. Resolution approving Bill List dated June 9, 2026, in the amount of \$1,817,977.99.
191. Resolution authorizing the renewal applications for 2026-2027 Alcoholic Beverage Licenses.
192. Resolution granting "Active Use" status to Connell Hospitality, LLC., License No. 2001-44-003-010.
193. Resolution awarding a professional services contract to Neglia group for professional engineering services for the Oak Way Bridge Repair project.
194. Resolution authorizing a contract with National Water Main Cleaning for the repair of manholes & pipelines for the Township's Wastewater Treatment Plant pursuant to BuyBoard National Cooperative Purchasing Program.
195. Resolution authorizing a contract with National Water Main Cleaning to provide a sanitary sewer inflow and infiltration (I&I) study for the Township's Wastewater Treatment Plant.
196. Resolution authorizing a contract with National Water Main Cleaning to provide emergency pipeline repair services for the Township's Wastewater Treatment Plant.
197. Resolution amending Resolution 2026-64 which awarded a contract to GenServe, Inc. for Preventative Maintenance/Repair of Emergency Generators for the Wastewater Treatment Plant to extend the contract term through December 31, 2026.
198. Resolution further amending Resolution 2025-209 which awarded a contract to Process Equipment Sales and Service, Inc. for the replacement of mixer units at the Wastewater Treatment Plant to increase the contract not to exceed amount.

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199. Resolution amending the contract with De Block Environmental Services, LLC for Licensed Collection System Operator (C2) Services, to increase the contract not to exceed amount.
200. Resolution awarding a contract to Rapid Pump & Meter Service, for the provision of Peracetic Acid (PAA) System Repair services for the Wastewater Treatment Plant, in an amount not to exceed \$178,590.00, for a period from June 10, 2026, through December 31, 2026.
201. Resolution authorizing the purchase of a dump truck through the New Jersey State Cooperative Purchasing Contract #24-FLEET-95503 for the total amount of \$118,980.00.
202. Resolution authorizing the purchase of two (2) 2026 Chevrolet Tahoe vehicles for the police department, through the New Jersey State Cooperative Purchasing Contract #26-FLEET-129165 for the total amount of \$112,680.40.
203. Resolution authorizing the purchase of APX NEXT portable radios with accessories for the police department, through the New Jersey State Cooperative Purchasing Contract #25-TELE-132995 for the total amount of \$76,577.18.
204. Resolution amending the adopted budget for additional item of revenue and offsetting appropriation for Clean Communities Grant (2026).
205. Resolution amending the adopted budget for additional item of revenue and offsetting appropriation for 2017 Preserve Union County Grant.
206. Resolution establishing an annual sewer billing rate for tax-exempt properties.
207. Resolution authorizing the application for the New Jersey Urban and Community Forestry (NJUCF) Stewardship Grant - Canopy Maintenance 2026.
208. Resolution authorizing the refund of tax overpayments for various properties within the Township.
209. Resolution authorizing an agreement with the County of Union to modify the Cooperative Agreement.
210. Resolution authorizing the Clerk to proceed with going out to bid in accordance with New Jersey Local Contracts Law N.J.S.A. 40:11-1 et seq. for stream cleaning.

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- 211. Resolution authorizing a fireworks display on July 16, 2026, at Mount Carmel Field.
- 212. Resolution appointing Brett Siksnius to the active roster of the Berkeley Heights Volunteer Fire Department.
- 213. Resolution authorizing the cancellation of certain unexpended improvement authorization balances in the General Capital Fund.
- 214. Resolution authorizing the submission of an application to the New Jersey Department of Transportation's Local Transportation Projects Fund Grant Program 2026.
- 215. Resolution authorizing the submission of an application to the New Jersey Department of Transportation's Local Aid Infrastructure Fund (LAIF) GRANTS Program FY26.
- 216. Resolution authorizing the submission of an application to the New Jersey Department of Transportation's Safe Streets and Roads for All (SS4A) Grants Program FY27.
- 217. Resolution authorizing the submission of an application to the New Jersey Department of Transportation's Bikeways Grant Program FY27.
- 218. Resolution authorizing the application to the FY2025 Assistance to Firefighters Grant (AFG) Program of the Federal Emergency Management Agency.
- 219. Resolution approving the Special Use Permit application submitted by Patria Station Café for their Patria World Cup Experience 2026.
- 220. ****PULLED****
Resolution of the Township of Berkeley Heights, in the County of Union, New Jersey, designating a redeveloper and authorizing the execution of a redevelopment agreement for the property known as Block 702, Lots 4 and 6 and a portion of Block 702, Lot 17.01 on the tax map of the Township.

Adoption of Consent Agenda Resolutions 2026-190 through 2026-219

Mover: Mrs. Poage
Seconder: Mr. Moran
Ayes: Mr. Foster, Mrs. Illis, Mr. Machado, Mr. Medeiros, Mr. Moran, Mrs. Poage
Nays: None
Abstain: None
Absent: None

Result: *Adopted*

ORDINANCES FOR INTRODUCTION

Public Hearing and Final Adoption scheduled for June 30, 2026

Ordinance 2026-12

ORDINANCE APPROPRIATING \$145,000.00 FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY

Approval of Ordinance for Introduction

Mover: Mr. Medeiros

Seconder: Mr. Foster

Ayes: Mr. Foster, Mrs. Illis, Mr. Machado, Mr. Medeiros, Mr. Moran, Mrs. Poage

Nays: None

Abstain: None

Absent: None

Result: **Approved**

TOWNSHIP COUNCIL AND ADMINISTRATIVE REPORTS

Council members provided Council Reports and Committee updates.
Mayor Devanney provided the Administration report.

EXECUTIVE SESSION

Motion to enter Executive Session

Mover: Mr. Foster

Seconder: Mr. Moran

Ayes: Mr. Foster, Mrs. Illis, Mr. Machado, Mr. Medeiros, Mr. Moran, Mrs. Poage

Nays: None

Abstain: None

Absent: None

Personnel

Entered Executive Session at 8:55pm

Motion to Adjourn Executive Session was moved by Mr. Machado and all were in favor (9:36pm)

Returned from Executive Session at 9:38pm

ADJOURNMENT

Moved by Mr. Machado and all were in favor.

(9:38 p.m.)

Approved: June 30, 2026

**Angela Lazzari
Township Clerk**

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