

1. Agenda Packet 8-11-26 - Amended

The amended agenda packet contains the amended agenda and supporting documentation.

Documents:

[AGENDA PACKET 8-11-26 AMENDED.PDF](#)

2. Agenda Changes 8-11-26

Documents:

[CHANGE NOTICE - AGENDA - 08-11-26.PDF](#)

3. Agenda Packet 8-11-26 Updated

While the agenda has not changed, the updated packet contains updates to the supporting documentation.

Documents:

[AGENDA PACKET 8-11-26.PDF](#)

4. Agenda Packet 8-11-26

The agenda packet contains the agenda and supporting documentation.

Documents:

[AGENDA PACKET 8-11-26.PDF](#)

Township of Berkeley Heights Union County, New Jersey

Township Council Public Meeting August 11, 2026 6:30 P.M.

****AMENDED****

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.

COUNCIL MEMBERS:

John Foster - President
Margaret Illis
Bill Machado
Alvaro Medeiros
Andrew Moran
Susan Poage – Vice President
Angie Devanney- Mayor

AGENDA FOR PUBLIC MEETING

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. FLAG SALUTE**
- IV. PROCLAMATION**
 - Girl Scout Gold Award – Molly Altman
- V. CONFERENCE SESSION**
 - Eagle Scout – Jayden Mann
- VI. REGULAR AGENDA**
- VII. ORDINANCES FOR PUBLIC HEARING AND FINAL ADOPTION:**

Ordinances Introduced on July 21, 2026

Ordinance 2026-18

BOND ORDINANCE PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

Ordinance 2026-19

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY, NEW JERSEY AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO ADD THE POSITION OF DEPUTY CHIEF AND TO AUTHORIZE ONE ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL PATROL OFFICERS IN THE BERKELEY HEIGHTS POLICE DEPARTMENT

VIII. 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 President 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.

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

RESOLUTIONS

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-

261. Resolution approving Bill List dated August 11, 2026, in the amount of \$1,733,566.60.
262. Resolution amending the adopted budget for additional item of revenue and offsetting appropriation for Union County 250th Special Project Grant.
263. Resolution authorizing a block party on Holly Glen Lane South, on Saturday, September 19, 2026, from 12:00 – 7:00 p.m.
264. Resolution authorizing a block party on Rutgers Avenue, between Hamilton Avenue and Oakland Street, on Saturday, September 26, 2026, from 1:00 – 8:00 p.m.
265. Resolution amending Resolution 2025-270, which awarded a contract to Harbor Consultants Inc. for professional engineering services for the Columbia Middle School Lower fields project, to reduce the contract amount.
266. Resolution amending Resolution 2025-376, which awarded a contract to Harbor Consultants Inc. for final engineering design & construction documents for the bidding of the Sport Complex at Lower Columbia Park project, to amend the certification of funds.
267. Resolution of the Township of Berkeley Heights adopting the Union County Multi-Jurisdictional Hazard Mitigation Plan.

- 268. Resolution authorizing the refund of tax overpayments for various properties within the Township.
- 269. Resolution awarding a professional services contract to Paulus, Sokolowski and Sartor, LLC (PS&S) for professional engineering services for a condition assessment of the Hampton Drive and Twin Falls pump stations and a hydraulic capacity evaluation of the Diamond Hill pump station.
- 270. Resolution awarding a contract to Portofino Builders, LLC for the Improvements to Emerson Lane project in the amount not to exceed \$555,555.55.
- 271. Resolution of the Township of Berkeley Heights, in the County of Union, New Jersey, authorizing changes to the scope of the Municipal Complex Redevelopment Project.
- 272. Resolution appointing Thomas Jordan to the Junior Fire Auxiliary of the Berkeley Heights Volunteer Fire Department.
- 273. Authorization to release escrow account of Patria Station Café established for their Special Use Permit application.
- 274. Resolution authorizing the application of the 2026 Union County Kids Recreation Trust Grant.
- 275. Resolution amending Resolution 2026-257, which awarded a contract to Dell-Tech Inc., for the Phase II - Exterior Restoration & Structural Stabilization at the Littell-Lord Farmhouse, to amend the certification of funds.
- 276. ****ADDED****
Resolution authorizing the solicitation of proposals for tree planting, watering, and related services utilizing competitive contracting.

X. ORDINANCES FOR INTRODUCTION

Public Hearing and Final Adoption scheduled for September 15, 2026.

Ordinance 2026-20

ORDINANCE TO REMOVE THE RESTRICTIONS ON LEFT-HAND TURNS FROM VALLEY ROAD ONTO TWIN FALLS ROAD

XI. TOWNSHIP COUNCIL REPORTS

- A. John Foster - President
- B. Margaret Illis
- C. Bill Machado
- D. Alvaro Medeiros
- E. Andrew Moran
- F. Susan Poage – Vice President

ADMINISTRATION REPORTS

Mayor Devanney

Liza Viana

XII. EXECUTIVE SESSION

XIII. ADJOURNMENT

Angela Lazzari, Township Clerk

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

ORDINANCE NO. 2026-18

BOND ORDINANCE PROVIDING FOR VARIOUS SEWER
IMPROVEMENTS IN AND BY THE TOWNSHIP OF
BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW
JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS
OR NOTES OF THE TOWNSHIP TO FINANCE PART OF
THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-
thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Berkeley Heights, in the County of Union, New Jersey (the "Township"), as general improvements. For the improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,505,000, and further including the aggregate sum of \$106,000 as the several down payments for the improvements or purposes described in Section 3(a) and Section 3(c) required by the Local Bond Law. Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the cost of the improvement or purpose described in Section 3(b) since the project is being funded by the New Jersey Infrastructure Bank. The several down

payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,399,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Hampton Drive Force Main project, including all work and materials necessary therefor and incidental thereto.	\$2,000,000	\$1,900,000	40 years
b) Design expenses for switchgear equipment upgrade and electrical transfer, including all related costs and expenditures incidental thereto.	\$390,000	\$390,000	30 years

c) Condition assessment of Hampton Drive and Twin Falls pump stations, including all related costs and expenditures incidental thereto.	<u>\$115,000</u>	<u>\$109,000</u>	30 years
<u>Total:</u>	<u>\$2,505,000</u>	<u>\$2,399,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment, as applicable, for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing

body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 37.91 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local

Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$2,399,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$800,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby makes the following covenants and declarations with respect to obligations determined to be issued by the chief financial officer on a tax-exempt basis. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The chief financial officer is hereby authorized to act on behalf of the Township to deem the obligations authorized herein as bank-qualified for the purposes of Section 265 of the Code, when appropriate. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Introduction						Councilperson	Final Adoption					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				John Foster						
		X				Margaret Illis						
		X				Bill Machado						
X		X				Alvaro Medeiros						
		X				Andrew Moran						
	X	X				Susan Poage						
Introduced: July 21, 2026					I hereby certify the above ordinance was adopted by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey on the aforementioned date.							
Final Adoption: August 11, 2026												
_____ Angela Lazzari, Township Clerk												

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

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Berkeley Heights, in the County of Union, State of New Jersey, on **July 21, 2026**. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Township Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ, on **August 11, 2026** at **6:30 p.m.** During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purposes:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Hampton Drive Force Main project, including all work and materials necessary therefor and incidental thereto.	\$2,000,000	\$1,900,000	40 years
b) Design expenses for switchgear equipment upgrade and electrical transfer, including all related costs and expenditures incidental thereto.	\$390,000	\$390,000	30 years
c) Condition assessment of Hampton Drive and Twin Falls pump stations, including all related costs and expenditures incidental thereto.	<u>\$115,000</u>	<u>\$109,000</u>	30 years

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

<u>Total:</u>	<u>\$2,505,000</u>	<u>\$2,399,000</u>
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Appropriation: \$2,505,000

Bonds/Notes Authorized: \$2,399,000

Grant Appropriated: N/A

Section 20 Costs: \$800,000

Useful Life: 37.91 years

Angela Lazzari, Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

The date of first posting of this Notice is July 22, 2026.

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

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Berkeley Heights, in the County of Union, State of New Jersey on **August 11, 2026** and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purposes:

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<u>Total:</u>	<u>\$2,505,000</u>	<u>\$2,399,000</u>	

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

Appropriation: \$2,505,000

Bonds/Notes Authorized: \$2,399,000

Grant Appropriated: N/A

Section 20 Costs: \$800,000

Useful Life: 37.91 years

Angela Lazzari, Clerk

The date of first posting of this Notice is August 12, 2026.

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

ORDINANCE 2026-19

**AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY, NEW JERSEY
AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO ADD THE POSITION OF
DEPUTY CHIEF AND TO AUTHORIZE ONE ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL
PATROL OFFICERS IN THE BERKELEY HEIGHTS POLICE DEPARTMENT**

WHEREAS, Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code for the Township of Berkeley Heights ("Code") establishes within the Department of Public Safety a Division of Police, known as the Township of Berkeley Heights Police Department ("Department"); and

WHEREAS, pursuant to subsection 2.100.010 of the Code, the department shall consist of the following positions: one chief of police, one captain, and not to exceed; two lieutenants, seven sergeants, seventeen patrol officers, and such civilian personnel as the township council may determine necessary for the effective function of the police division; and

WHEREAS, the Mayor and Council wish to add the position of deputy chief, increase the allowable number of lieutenants from two to three, include special law information officers, and increase the allowable number of patrol officers from seventeen to twenty-one;

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

SECTION I. Section 2.100.010, "Establishment." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.010 Establishment.

There is created in the Department of Public Safety as an executive and enforcement function of the township, pursuant to N.J.S.A. 40A:14-118, a division of police ("police division"), which shall consist of the following positions: one chief of police, **one deputy chief**, one captain, and not to exceed; ~~two~~ **three** lieutenants, seven sergeants, ~~seventeen~~ **twenty-one** ~~(17)~~ **(21)** patrol officers, and such civilian personnel **and special law informant officers** as the township council may determine necessary for the effective function of the police division.

SECTION II. Section 2.100.030, "Line of authority." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.030 Line of authority.

The following shall constitute the line of authority relating to the police function as required by N.J.S.A. 40A:14-118:

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

ORDINANCE 2026-19

- A. Chief of Police. The chief of police shall possess those powers and duties set forth at N.J.S.A. 40A:14-118, and shall be the head of the police division and directly responsible to the mayor for the efficiency and routine day-to-day operations thereof. The chief of police shall receive such salary as established by the salary ordinance. The chief of police shall, pursuant to policies established by the mayor:
1. Administer and enforce rules and regulations and special emergency directives for the disposition and discipline of the police division and its officers and personnel;
 2. Have, exercise and discharge the functions, powers and duties of the police division;
 3. Prescribe the duties and assignments of all subordinates and other personnel;
 4. Delegate such of his or her authority as he or she may deem necessary for the efficient operation of the police division to be exercised under his or her direction and supervision; and
 5. Report at least monthly to the mayor in such form as shall be prescribed by the appropriate authority on the operation of the police division during the preceding month, and make such other reports as may be requested by the mayor.

It is the duty of the chief of police to cause public peace to be preserved and to see that all laws, ordinances, written orders, resolutions and policies of the township council pertaining to the police division are properly complied with. He or she shall faithfully and properly obey and cause all personnel under him or her to obey all rules, regulations, resolutions, orders and policy directives which may from time to time be prescribed by the mayor and township council.

The chief of police shall be available twenty-four (24) hours per day, seven days per week to respond to police emergencies (except when out-side the state of New Jersey on vacation or other authorized occasions). The chief of police shall also be expected to interact with local citizens, taxpayers, the local school district, community organizations or groups, senior citizen organizations, neighborhood groups; to develop a cooperative relationship between the township and commercial operations within the township which have unique or special security needs and to otherwise develop and foster a positive image of the township and police division within the township.

The chief of police shall be entitled to such salary, benefits and emoluments as the township council may determine by further ordinance or resolution.

- B. **The Deputy Chief shall serve as the second-in-command of the Police Department and shall assist the Chief of Police in the administration, operation, and supervision of the Department. The Deputy Chief shall assist in the planning, direction, and coordination of all departmental operations and services; supervise personnel,**

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

ORDINANCE 2026-19

divisions, and special assignments as directed by the Chief of Police. In the absence, or at the direction of the Chief of Police, the Deputy Chief shall act on behalf of the Chief and shall exercise all powers and duties of the Chief of Police.

- C. Captain of Police. Immediately subordinate to the ~~chief of police~~ **Deputy Chief** in the line of authority is the captain of police, who shall assist the chief **and/or deputy chief** in the administration of the police division and who shall perform such duties and responsibilities as may be assigned by the chief or as may be set forth in police division rules and regulations or otherwise imposed by law. ~~In the absence of the chief of police, the senior ranking captain shall perform the duties and possess the powers of the chief.~~
- D. Lieutenant of Police. Immediately subordinate to the captain of police in the line of authority is the lieutenant of police, who shall perform such duties and responsibilities as may be assigned through the chain of command by the chief of police, **the deputy chief**, or the captain of police or as may be set forth in police division rules and regulations or otherwise imposed by law.
- E. Sergeant of Police. Immediately subordinate to the lieutenant of police in the line of authority is the sergeant of police, who shall perform such duties and responsibilities as may be assigned through the chain of command by the chief of police, **the deputy chief**, the captain of police, the lieutenant of police, or as may be set forth in police division rules and regulations or otherwise imposed by law.
- F. Patrol Officer. Immediately subordinate to the sergeant of police in the line of authority is the position of patrol officer, who shall perform such duties and responsibilities as may be assigned through the chain of command by the chief of police, **the deputy chief**, the captain of police, the lieutenant of police, the sergeant of police, or as may be set forth in police division rules and regulations or otherwise imposed by law.

SECTION III. Section 2.100.040, "Qualifications for appointment." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.040 Qualifications for appointment.

To be eligible for appointment to the police division, an applicant must be a citizen of the United States of America and a resident of the state of New Jersey, must be of good moral character, never be convicted of a crime or offense involving moral turpitude, and meet all other tests and qualifications established by N.J.S.A. 40A:14-122, et seq., this chapter and the rules and regulations of the police division. All such applicants must be in good health, sound in body and mind and certified by the police physician to be physically capable of performing the duties required of a police officer. All applicants must meet the statutory age

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

ORDINANCE 2026-19

requirements. No applicant shall be eligible for appointment to the police division unless he or she has earned a bachelor's or higher degree awarded by a bachelor's degree-granting college or university. **Notwithstanding the preceding, a**An applicant who has earned 1) an associate's degree awarded by an associate's degree granting college or university or has completed sixty (60) credits awarded by a bachelor's degree-granting college or university and 2) has successfully completed or is enrolled in the Police Training Commission Alternate Route Program and has, or will be receiving certification therefrom, shall be eligible for appointment. A degree or concentration in criminal justice is preferred. Qualified veterans, as defined by the New Jersey Department of Military and Veterans Affairs, who have not earned a bachelor's or higher degree awarded by a bachelor's degree-granting college or university, can substitute a combination of two years of full-time, active military service and an associate's degree awarded by a degree-granting college or university to satisfy the education requirement. The Chief of Police may waive the education requirement for qualified veterans as defined herein, and applicants certified by the Police Training Commission, **or an applicant who meets the minimum educational requirements established by the New Jersey Police Training Commission for participation in the Alternate Route Program.**

All such appointments shall be made pursuant to applicable laws of the state of New Jersey, including N.J.S.A. 40A:14-122 through 127.

All appointments to the police division shall be made by executive order of the mayor. Each such employee shall receive such salary, benefits and emoluments as may be provided by collective bargaining agreement, ordinance or resolution of the township council.

SECTION IV. Section 2.100.050, "Basis and manner of appointment." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.050 Basis and manner of appointment.

- A. Exception for the appointments to chief of police, individuals will initially be appointed to the police division upon the basis of the results of the following competitive examinations process:
1. A written examination administered by the New Jersey State Association of Chiefs of Police. Applicants must achieve a minimum score of eighty (80) to proceed to the second phase of the testing process.
 2. A physical fitness test, designed, administered and scored by the Berkeley Heights Police Department. Applicants will be scored based on standards/scoring set prior to the taking of the test and must achieve a minimum of eighty (80).
 3. An oral examination administered by the New Jersey State Association of Chiefs of Police. Applicants must achieve a minimum score of eighty (80) to proceed to the next phase of the testing process.

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

ORDINANCE 2026-19

4. Upon completion of the three phases of testing the applicant's scores are averaged to obtain a final score. An eligibility list will be established based on the applicant's final score. The eligibility list will remain in effect for three years from the date of the last oral examination.
 5. When an opening becomes available, the applicant who is first on the eligibility list will have a background investigation completed by a member of the Investigations Division. ~~Upon completion of the background investigation completed by a member of the Investigations Division.~~ Upon completion of the background investigation and recommendation by the investigator, the applicant, **upon approval of the Mayor, who in his or her discretion, will determine whether to make an appointment and whether current staffing and budget levels will allow for such appointment,** will be **given a conditional offer of employment and** sent for a psychological examination.
 6. Upon successful completion of the psychological examination and recommendation for the examining psychologist the applicant will proceed to the medical examination.
 7. Upon successful completion of the medical examination conducted by the police physician and recommendation from the police physician, the chief of police will recommend the applicant for appointment by the mayor.
 8. **Following successful completion of the psychological and medical examination,** ~~t~~The mayor, shall appoint the candidate (which shall be done by Executive Order), consistent with the Faulkner Act ~~in his or her discretion, will determine whether to make such appointment (which shall be done by Executive Order), consistent with the Faulkner Act and current staffing and budget levels.~~
- B. The mayor may appoint, without examination, upon recommendation by the Chief of Police, an applicant who satisfies the qualifications for appointment as set forth above. The applicant selected shall meet all other requirements for appointment, shall be required to successfully complete the following:
1. A physical fitness test, designed, administered and scored as set forth above. Applicants must achieve a minimum score of eighty (80) to proceed to the next phase of testing process.
 2. A background investigation completed by a member of the Investigations Division. Upon completion of the background investigation and recommendation by the investigator, the applicant will be **given a conditional offer of employment and** sent for a psychological examination.
 3. Upon successful completion of the psychological examination and recommendation from the examining psychologist, the applicant will proceed to the medical examination.

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

ORDINANCE 2026-19

4. Upon successful completion of the medical examination conducted by the police physician and recommendation from the police physician, the applicant will be recommended for appointment by the chief of police.

An application fee will be required for participation in the testing process. The amount of the application fee will be set by resolution of the township council based on the recommendation of the chief of police.

- C. Appointments of the chief of police shall be made by the mayor, with the advise and consent of the township council, consistent with the Faulkner Act, to a qualified individual in accordance with New Jersey law.

SECTION V. Section 2.100.070, "Police trainees." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.070 Police trainees.

The position of police trainee is established in the Berkeley Heights police division. Upon original appointment as prospective officers, with the requirement that they attend and successfully complete a police academy certified by the New Jersey State Training Commission, a police trainee will receive a salary of "~~probationary patrolman~~ **trainee academy pay**" as established by the ~~current salary ordinance~~ **collective negotiations agreement**. Upon graduation and **following successful completion of the one year working test period measured from the date the trainee may begin work as a police officer** ~~one year from the date of appointment~~, the probationary period will cease and, upon recommendation of the chief of police, a police trainee will be appointed as a permanent patrol officer.

SECTION VI. Section 2.100.090, "Promotion to lieutenant/captain." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.090 Promotion to lieutenant/captain/deputy chief.

All promotions to the positions of lieutenant ~~and~~, captain, **and deputy chief** within the police division shall be made by executive order of the mayor, upon the recommendation of the chief of police. All such promotions shall be to qualified members of the police division subject to the provisions of any collective ~~negotiations bargaining~~ **negotiations** agreement, ordinance or resolution of the township council, and applicable New Jersey law, specifically N.J.S.A. 40A:14-122.6; N.J.S.A. 40A:14-129; and N.J.S.A. 40A:14-130.

SECTION VII. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

ORDINANCE 2026-19

SECTION IX. This Ordinance shall take effect after passage and publication in the manner provided by law.

Introduction						Councilperson	Final Adoption					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
X		X				John Foster						
		X				Margaret Illis						
		X				Bill Machado						
	X	X				Alvaro Medeiros						
		X				Andrew Moran						
		X				Susan Poage						
Introduced: July 21, 2026						I hereby certify the above ordinance was adopted by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: August 11, 2026												
						_____ Angela Lazzari, Township Clerk						

TOWNSHIP OF BERKELEY HEIGHTS

**NOTICE OF INTRODUCTION
ORDINANCE 2026-19**

PUBLIC NOTICE is hereby given that the Ordinance entitled

**AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY,
NEW JERSEY AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS
TO ADD THE POSITION OF DEPUTY CHIEF AND TO AUTHORIZE ONE
ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL PATROL OFFICERS IN THE
BERKELEY HEIGHTS POLICE DEPARTMENT**

was introduced and passed on First Reading at the Regular Meeting of the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, held on July 21, 2026 at 6:30 p.m. The within Ordinance will be further considered for Final Passage, after public hearing thereon, at the Regular Meeting of the Township Council to be held in the Council Chamber at the Berkeley Heights Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ, on August 11, 2026 at 6:30 p.m., or as soon thereafter, as said matter can be reached. At which time and place, all persons who are interested therein will be given an opportunity to be heard and ask questions concerning the same.

During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available at no cost in the Municipal Clerk's office in said Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ 07974, and to the members of the general public who shall request the same.

**Angela Lazzari
Township Clerk**

TOWNSHIP OF BERKELEY HEIGHTS

NOTICE OF FINAL ADOPTION

ORDINANCE 2026-19

**AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY, NEW JERSEY
AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO ADD THE POSITION OF
DEPUTY CHIEF AND TO AUTHORIZE ONE ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL
PATROL OFFICERS IN THE BERKELEY HEIGHTS POLICE DEPARTMENT**

I, Angela Lazzari, Township Clerk of the Township of Berkeley Heights, County of Union, State of New Jersey, hereby certify that the above titled Ordinance was adopted on Final Passage by the Township Council of the Township of Berkeley Heights at its meeting held on August 11, 2026.

**Angela Lazzari, RMC
Township Clerk**

**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 **8/11/2026**, in the amount of **\$1,733,566.60** 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 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**A RESOLUTION AMENDING THE ADOPTED BUDGET FOR ADDITIONAL ITEM OF REVENUE
AND OFFSETTING APPROPRIATION UNION COUNTY 250th SPECIAL PROJECT GRANT**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, that the Township of Berkeley Heights hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget for the year 2026 in the sum \$1,000.00 of which items are now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the
Director of the Division of Local Government Services: State and Federal
Revenues Off-set with Appropriations:

Union County 250th Special Project Grant

BE IT FURTHER RESOLVED, that a like sum of \$1,000.00 is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS
State and Federal Programs Off-Set by Revenues

Union County 250th Special Project Grant

BE IT FURTHER RESOLVED, that the Chief Financial Officer shall file an electronic copy of this resolution with the Division of Local Government Services for approval.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, a request was made requesting permission from the Township Council to hold a neighborhood block party on Holly Glen Lane South, on Saturday, September 19, 2026, from 12:00 – 7:00 p.m., with a rain date of September 20th from 12:00 – 7:00 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, September 19, 2026, with a rain date of September 20th.

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

Approved this 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

WHEREAS, a request was made requesting permission from the Township Council to hold a neighborhood block party on Rutgers Avenue, between Hamilton Avenue and Oakland Street, on Saturday, September 26, 2026, from 1:00 – 8:00 p.m., with a rain date of September 27th from 1:00 – 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 Rutgers Avenue, on Saturday, September 26, 2026, with a rain date of September 27th.

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

RESOLUTION AMENDING RESOLUTION 2025-270 WHICH AWARDED A PROFESSIONAL SERVICES AGREEMENT TO HARBOR CONSULTANTS INC. FOR PROFESSIONAL ENGINEERING, SURVEYING AND PLANNING SERVICES FOR THE COLUMBIA MIDDLE SCHOOL LOWER FIELDS PROJECT

WHEREAS, on September 16, 2025, the Township of Berkeley Heights adopted Resolution 2025-270, awarding a professional services agreement to Harbor Consultants Inc. for professional engineering services, including land surveying, environmental investigation and conceptual engineering design, for the Columbia Middle School Lower Fields project; and

WHEREAS, the Township wishes to amend Resolution 2025-270 to reflect a reduction of \$14,460.00 in the contract amount, bringing the amended total amount to \$18,000.00.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that:

1. All of the above recitals are incorporated herein as if fully set forth at length.
2. The Township Council hereby authorizes the amending of the contract with Harbor Consultants Inc. for professional engineering services, including land surveying, environmental investigation and conceptual engineering design, for the Columbia Middle School Lower Fields project at a total cost not to exceed \$18,000.00.
3. The Township Clerk is authorized to respectively execute, and attest to, all documents necessary to effectuate said agreement.
4. The Township Clerk shall publish a notice of this action pursuant to law.
5. This Resolution shall take effect immediately.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

RESOLUTION AMENDING RESOLUTION 2025-376 WHICH AUTHORIZED A PROFESSIONAL SERVICES CONTRACT TO HARBOR CONSULTANTS INC. FOR FINAL ENGINEERING DESIGN & CONSTRUCTION DOCUMENTS FOR THE SPORT COMPLEX AT LOWER COLUMBIA PARK

WHEREAS, on December 16, 2025, the Township of Berkeley Heights adopted Resolution 2025-376, authorizing a professional services contract to Harbor Consultants Inc. for professional engineering services, including Final Engineering Design & Construction Documents for the bidding of the Sport Complex at Lower Columbia Park project, in an amount not to exceed \$111,000.00; and

WHEREAS, the Chief Finance Officer would like to amend the account allocations identified in the original certification of funds.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that the Chief Finance Officer has provided an amended Certification of Funds; certifying that sufficient uncommitted funds are available as follows:

Account Number	Amount	Description
G-02-28-370-325	\$ 23,000.00	Recreational Improvements 2025
G-02-28-370-600	\$ 53,000.00	Local Area Improvement – Lower Columbia
G-02-28-370-124	\$ 35,000.00	Kids Recreation Grant – 2024
TOTAL:	\$ 111,000.00	

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**A RESOLUTION OF THE TOWNSHIP OF BERKELEY HEIGHTS ADOPTING THE UNION COUNTY
MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN**

WHEREAS, the Governing Body of the Township of Berkeley Heights recognizes the threat that natural hazards pose to people and property within Berkeley Heights; and

WHEREAS, the County of Union has prepared a multi-hazard mitigation plan, hereby known as Union County Multi-Jurisdictional Hazard Mitigation Plan 2026, in accordance with federal and state laws, including the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended; the National Flood Insurance Act of 1968, as amended; and the National Dam Safety Program Act, as amended; and New Jersey P.L. 2023, CHAPTER 313 approved January 16, 2024.

WHEREAS, the Union County Multi-Jurisdictional Hazard Mitigation Plan 2026, identifies current and future natural hazard risks, and assesses the vulnerability of facilities, infrastructure, and populations, and defines mitigation goals and actions to reduce or eliminate long term risk to people and property in Berkeley Heights from the impacts of future natural hazards and disasters; and

WHEREAS, adoption by the Township Council demonstrates its commitment to hazard mitigation and achieving the goals outlined in the Union County Multi-Jurisdictional Hazard Mitigation Plan 2026.

NOW, THEREFORE, BE IT RESOLVED by the Township of Berkeley Heights, County of Union, State of New Jersey that:

Section 1. The Township Council of the Township of Berkeley Heights hereby adopts the Union County Multi-Jurisdictional Hazard Mitigation Plan 2026. While content related to the Township of Berkeley Heights may require revisions to meet the plan approval requirements, changes occurring after adoption will not require the Township of Berkeley Heights to re-adopt any further iterations of the plan. Subsequent plan updates following the approval period for this plan will require separate adoption resolutions.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, there appears on the tax records overpayment as shown below and the Collector of Taxes recommends the refund of such overpayment.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berkeley Heights, after proper notation on the tax account records by the Tax Collector, that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayment as shown below:

- | | | |
|----------------|----------------------|-------------------------------|
| REASON: | 1. Incorrect Payment | 6. Tax Appeal County Board |
| | 2. Duplicate Payment | 7. Tax Appeal State Tax Court |
| | 3. Senior Citizen | 8. 100% Disabled Veteran |
| | 4. Veteran Deduction | 9. Replacement Check |
| | 5. Homestead Rebate | 10. Reduced Assessment |
| | | 11. Other |

Block/Lot	Property Address	Refund To	Refund Amount	Year	Reason
301.19/6/CONDO	1 PARK EDGE	Burkhardt Irrevocable Trust	500.00	2026	11

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO PAULUS, SOKOLOWSKI AND SARTOR, LLC (PS&S) FOR PROFESSIONAL ENGINEERING SERVICES FOR A CONDITION ASSESSMENT OF THE HAMPTON DRIVE AND TWIN FALLS PUMP STATIONS AND A HYDRAULIC CAPACITY EVALUATION OF THE DIAMOND HILL PUMP STATION

WHEREAS, the Township of Berkeley Heights is in need of contracting for professional engineering services for the condition assessment evaluation of the Hampton Drive and Twin Falls Pump Stations and hydraulic capacity evaluation for the Diamond Hill Pump Station; 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 7, 2026, Paulus, Sokolowski, and Sartor, LLC (PS&S) 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, Paulus, Sokolowski, and Sartor, LLC (PS&S) has provided proposal dated February 11, 2026, to provide professional engineering services for the condition assessment evaluation of the Hampton Drive and Twin Falls Pump Stations and hydraulic capacity evaluation for the Diamond Hill Pump Station.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that the Mayor is hereby authorized to execute to an agreement with Paulus, Sokolowski, and Sartor, LLC (PS&S) for professional engineering services for the condition assessment evaluation of the Hampton Drive and Twin Falls Pump Stations and hydraulic capacity evaluation for the Diamond Hill Pump Station, at a fee not to exceed **\$114,200.00**, pursuant to their proposal dated February 11, 2026.

BE IT FURTHER RESOLVED, that 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 Contracts Law and pursuant to 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, et seq.

BE IT FURTHER RESOLVED, that the Chief Finance Officer of the Township of Berkeley Heights has certified that sufficient uncommitted funds will be available subject to the approval of Ordinance 2026-18 in an amount not to exceed **\$114,200.00**.

BE IT FURTHER RESOLVED, that the adoption of this Resolution is contingent upon and goes into effect upon the adoption of Ordinance 2026-18. Should Ordinance 2026-18 not be adopted, this Resolution is void.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, after the proper advertisement of same, pursuant to the Local Public Contracts Laws, N.J.S.A. 40A:11-1 et seq., the Township of Berkeley Heights received sealed bids on August 4, 2026, for the **Improvements to Emerson Lane** project; and

WHEREAS, the Township Engineer, Neglia Group, has provided summary of the bid results and has recommended that the lowest responsible bid be awarded to **Portofino Builders, LLC**, 69 Irwin Street, Springfield, NJ ("Portofino Builders "); and

WHEREAS, the Township Council has determined that it is in the best interest to accept the bid proposal and execute a contract for the **Improvements to Emerson Lane** project, with the lowest responsible bidder, **Portofino Builders, LLC**, in an amount not to exceed **\$555,555.55** for Base Bid; and

WHEREAS, the public advertisement, the receipt of public bids and the award of the contract to the lowest responsible bidder, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., for the **Improvements to Emerson Lane** project, constitutes a Fair and Open Process pursuant to the Local Pay to Play Law, N.J.S.A. 19:44A:20.5, et seq.

NOW, THEREFORE, BE IT RESOLVED by the Township of Berkeley Heights, County of Union, New Jersey, that:

1. The appropriate municipal officials are hereby authorized to accept the bid submitted and execute a contract with the lowest responsible bidder, **Portofino Builders, LLC**, for the **Improvements to Emerson Lane** project in the amount not to exceed **\$555,555.55** for Base Bid.
2. The Township Clerk shall advertise the award of this contract in accordance with law.
3. The Chief Finance Officer for the Township of Berkeley Heights has certified that sufficient uncommitted funds are available as follows:

Account Number	Amount	Description
C-04-24-011-204	\$ 82,488.50	Ord 11-24 - Deerpath Lane
C-04-24-011-205	\$ 250,267.05	Ord 11-24 Crest Drive
G-02-20-165-525	\$ 222,800.00	NJDOT Municipal Aid 2025 - Emerson Lane
TOTAL:	\$ 555,555.55	

4. This resolution shall take effect upon publication and pursuant to law.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**RESOLUTION OF THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE
COUNTY OF UNION, NEW JERSEY, AUTHORIZING CHANGES TO
THE SCOPE OF THE MUNICIPAL COMPLEX REDEVELOPMENT
PROJECT**

WHEREAS, on April 22, 2014, the Township Council of the Township of Berkeley Heights (the "**Township Council**") designated Block 608, Lots 1 and 4, and Block 504, Lots 5 and 6, as shown on the Tax Maps of the Township, including that portion of the Columbus Avenue right-of-way extending from the western limit of Block 504, Lot 6 to the New Jersey Transit property line to the north, and that portion of the Berkeley Avenue right-of-way extending from the New Jersey Transit boundary line to the north to the Park Avenue right-of-way to the south, all within the Township of Berkeley Heights (the "**Redevelopment Area**"), as a non-condemnation area in need of redevelopment in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "**Redevelopment Law**"); and

WHEREAS, on June 14, 2016 via the adoption of Ordinance 10-2016, the Township Council duly adopted a redevelopment plan for the Redevelopment Area entitled, "Municipal Complex Redevelopment Plan for the Township of Berkeley Heights", dated May 19, 2016 (as the same may be amended and supplemented from time to time, the "**Redevelopment Plan**"); and

WHEREAS, on December 29, 2017, the Township issued a request for proposals (as supplemented from time to time, the "**Original RFP**") seeking a redeveloper of the Redevelopment Area; and

WHEREAS, on February 23, 2018, the Township received responses to the Original RFP from Epic Management, Inc. and Torcon Inc. (each a "**Respondent**" and together, the "**Respondents**"); and

WHEREAS, on March 20, 2018, the Township issued to the Respondents a short list request for proposals (the "**Short List RFP**" and, together with the Original RFP, the "**RFP**"); and

WHEREAS, the Respondents submitted responses to the Short List RFP to the Township on April 13, 2018; and

WHEREAS, the Township evaluated the responses provided by the Respondents based on designated criteria in the RFP, including but not limited to, (i) compliance with the terms of the RFP, (ii) total costs to construct the project contemplated by the Redevelopment Plan (the "**Redevelopment Project**"), including allowances, assurances and exceptions, (iii) respondent experience and qualifications constructing projects similar to the Redevelopment Project, (iv) quality of value engineering recommendations, and (v) strategy for completing the design and construction of the Redevelopment Project; and

WHEREAS, based upon the Township's evaluation, and pursuant to Resolution 154-2018 adopted by the Township on June 26, 2018 (the "**Conditional Designation Resolution**"),

the Township conditionally designated Epic Management, Inc., located at 136 Eleventh Street, Piscataway, New Jersey 08854, or an affiliated entity (the "**Redeveloper**"), as the "redeveloper" (as defined in the Redevelopment Law) of the Redevelopment Area, subject to the negotiation, approval by the Township and execution of a redevelopment agreement between the Township and Redeveloper; and

WHEREAS, on July 10, 2018, the Township adopted Resolution 160-2018, designating the Redeveloper as "redeveloper" of the Redevelopment Area and approving the form and authorizing the execution of a redevelopment agreement with the Redeveloper; and

WHEREAS, the Township and Redeveloper entered into a Redevelopment Agreement dated as of July 11, 2018 (as amended and supplemented from time to time, the "**Redevelopment Agreement**"), which Redevelopment Agreement specifies the rights and responsibilities of the Township, designates the Redeveloper as redeveloper of the Redevelopment Area as to the Redevelopment Project and specifies the rights and responsibilities of the Redeveloper with respect to the Redevelopment Project; and

WHEREAS, pursuant to the Redevelopment Agreement, the Guaranteed Maximum Price (as defined in the Redevelopment Agreement) of the Redevelopment Project is \$26,828,574 (the "**Redevelopment Project GMP**"); and

WHEREAS, by resolution adopted on December 4, 2018, the Township approved certain changes to the Redevelopment Project, including (i) to reduce the Redevelopment Project GMP by \$949,938.50 as described in Change Order Number 001 dated as of November 30, 2018, and (ii) to increase the Redevelopment Project GMP by the aggregate amount of \$495,469.37 as described in Change Order Number 002 dated as of November 30, 2018 (in the amount of \$484,991.87) and Change Order Number 003 dated as of November 30, 2018 (in the amount of \$10,477.50), such changes in the aggregate reducing the Redevelopment Project GMP by \$454,469.13, to \$26,374,104.87; and

WHEREAS, by resolution adopted on May 29, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 004, dated as of May 29, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$133,590.85, to \$26,507,695.72; and

WHEREAS, by resolution adopted on June 25, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 005, dated as of June 25, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$194,049.81 to \$26,701,745.53; and

WHEREAS, by resolution adopted on July 9, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 006, dated as of July 5, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$135,852.64 to \$26,837,598.17; and

WHEREAS, by resolution adopted on August 20, 2019 (as amended and restated on September 10, 2019), the Township approved certain changes to the Redevelopment Project as

described in Change Order Number 007 dated as of September 10, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$43,094.82 to \$26,880,692.99; and

WHEREAS, by resolution adopted on November 18, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 008 dated as of November 18, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$19,557.79 to \$26,900,250.78; and

WHEREAS, by resolution adopted on December 17, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 009 dated as of December 17, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$44,620.15 to \$26,944,870.93; and

WHEREAS, by resolution adopted on March 24, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 010 dated as of March 24, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$3,073.22 to \$26,947,944.15; and

WHEREAS, by resolution adopted on April 14, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 011 dated as of April 14, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$325,380.99 to \$27,273,325.14; and

WHEREAS, by resolution adopted on May 12, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 012 dated as of May 12, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$262,322.08 to \$27,535,647.22; and

WHEREAS, by resolution adopted on August 18, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 013 dated as of August 18, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$162,399.71 to \$27,698,046.93; and

WHEREAS, by resolution adopted on October 6, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 014 dated as of October 6, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$87,520.56 to \$27,785,567.49; and

WHEREAS, by resolution adopted on December 16, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 015 dated as of December 22, 2020 such changes in the aggregate increased the Redevelopment Project GMP by \$137,901.48 to \$27,923,468.97; and

WHEREAS, by resolution adopted on April 20, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 016 dated as of April 20, 2021 such changes in the aggregate increased the Redevelopment Project GMP by \$216,627.48 to \$28,140,096.45; and

WHEREAS, by resolution adopted on June 15, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 017 dated as of June 15, 2021 such changes in the aggregate reduced the Redevelopment Project GMP by \$24,700.92 to \$28,115,395.53; and

WHEREAS, by resolution adopted on October 5, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 018 dated as of October 5, 2021 such changes in the aggregate net increased the Redevelopment Project GMP by \$108,350.37 to \$28,223,745.90; and

WHEREAS, by resolution adopted on November 23, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 019 dated as of October 5, 2021 such changes in the aggregate net increased the Redevelopment Project GMP by \$204,702.04 to 28,428,447.94 (together with any subsequently approved Change Orders amending the scope of work under the Redevelopment Agreement, the "**Amended Redevelopment Project GMP**"); and

WHEREAS, the Township desires to approve certain changes to the Redevelopment Project to net increase the scope of work under the Redevelopment Agreement as described in Change Order Number 200 dated as of June 9, 2026 and attached hereto as **Exhibit A** ("**Change Order 200**"), and to net increase the Amended Redevelopment Project GMP by \$147,303.90 to provide for the Township's undertaking of such work.

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

Section 1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.

Section 2. Change Order 200 is hereby approved, and the Mayor and Business Administrator of the Township, along with the Township's construction manager, architect, site civil engineer are each hereby authorized and directed, as applicable, to execute Change Order 200 in the form attached hereto as **Exhibit A**, with such changes, omissions or amendments as the Mayor deems appropriate in consultation with the Township's architect, construction manager and other Township professionals, and to deliver same to the other parties thereto.

Section 3. This resolution shall take effect immediately.

Approved this 11th of August, 2026.

Attest:

Angela Lazzari
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

CHIEF FINANCIAL OFFICER CERTIFICATION

I certify there are sufficient legally appropriated funds for the amount of this Change Order in Account #C9-00028, and that these funds have not been certified as available for another pending contract.

DIANE SHERRY
CHIEF FINANCIAL OFFICER

DATE

No. 2026-

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

RESOLUTION

Exhibit A

Form of Change Order 200



Attn:	Matt Jessup, Esq. - MS&G			9-Jun-26
			Epic Job No:	10-18010
Proposed Change Order				
Berkeley Heights Municipal Complex				
Epic Ref. No.	PCO # 200 Replacement Coping Stone with new Profile			
Description:	Please find attached PCO that is being submitted for furnishing new coping stone material which are to be fabricated to have the new coping stone profile that was received from the Cannon Group on 06-02-26. The "base" coping stone pricing is limited to the gable parapet walls which are highlighted in Red on the attached 06-08-26 marked up roof plan. The "Add Option" coping stone pricing is limited to the front yankee gutter parapets which are highlighted in Blue on the attached 06-08-26 marked up roof plan. All labor, scaffolding/hoisting, equipment, and supplemental materials (i.e. flashings, mortar, caulking, etc...) costs associated with this work are considered an extra to Epic however such work is part of the "Repair Specifications" therefore submission of these costs will be submitted at a later date. All work is to be completed during normal working hours. Refer to the attached subcontractor backup for further information and qualifications regarding these changes. This work and payment of such work is not part of the "Repair Specification Settlement Agreement" therefore payment of the 25% deposit and monthly progress payments for this work shall be made by Berkeley Heights. The pricing is limited to the work that is detailed by the attached subcontractor quote(s). Pricing is based on currently known site conditions & subject to change should we encounter unknown conditions. Notwithstanding anything contained herein to the contrary, Epic Management hereby specifically reserves all rights to file a claim to recover costs associated with this submitted CRP as well as any costs incurred in connection with all delays, acceleration or interference events which have or can potentially impact our performance on the Project.			
	Item 1-B - Gladstone Masonry & Stoneworks Inc base bid proposal for new coping stones at the gable parapets			
	Item 1-AO - Gladstone Masonry & Stoneworks Inc. add option cost for new coping stones at front yankee gutters.			
BASE				
Item #	Subcontractor	Proposal / Invoice No.		
1-B	Gladstone Masonry & Stoneworks, Inc.	06082026-01		
	Indiana Limestone at Gable Parapets		\$	107,000.00
	Engineering for Anchors		\$	8,500.00
		Subcontractor Total	\$	115,500.00
Description				
		Rate		Amount
Bond		0.72%	\$	831.60
General Liability / Insurance		1.00%	\$	1,155.00
Redeveloper Fee		1.95%	\$	2,252.25
Contractor OH & Profit		6.67%	\$	7,703.85
		Total	\$	11,942.70
		CHANGE ORDER REQUEST TOTAL	\$	127,442.70
ADD OPTION				
Item #	Subcontractor	Proposal / Invoice No.		
1-AO	Gladstone Masonry & Stoneworks, Inc.	06082026-01		
	Indiana Limestone at Front Yankee Gutters		\$	18,000.00
		Subcontractor Total	\$	18,000.00

Epic Management Inc.

136 Eleventh Street • Piscataway, NJ 08854
732-752-6100 • Fax 732-752-9106



Attn:	Matt Jessup, Esq. - MS&G			9-Jun-26
			Epic Job No:	10-18010
Proposed Change Order				
Berkeley Heights Municipal Complex				
Epic Ref. No.	PCO # 200 Replacement Coping Stone with new Profile			
Description		Rate		Amount
Bond		0.72%	\$ -	\$ 129.60
General Liability / Insurance		1.00%	\$ -	\$ 180.00
Redeveloper Fee		1.95%	\$ -	\$ 351.00
Contractor OH & Profit		6.67%	\$ -	\$ 1,200.60
		Total	\$ -	\$ 1,861.20
		CHANGE ORDER REQUEST TOTAL	\$ -	\$ 19,861.20
APPROVALS				
Epic Management Inc.		Berkeley Heights		
Contractor Representative	Date	Owner Representative	Date	
cc:				

Epic Management Inc.

136 Eleventh Street • Piscataway, NJ 08854
732-752-6100 • Fax 732-752-9106

PROPOSAL

GLADSTONE MASONRY & STONeworks, INC.

P.O. Box 247

Gladstone, New Jersey 07934

Phone: (908) 234.1514 Fax: (908) 234.9360

PROPOSAL #: 06082026-01

DATE: JUN 8, 2026

Proposal submitted to:

Bill Perlack, EPIC Builds

bperlack@epicbuilds.com

Work to be performed at:

Berkeley Heights Municipal Building

Berkeley Heights, NJ

Limestone for The Berkeley Heights Municipal Building

- *Furnish Indiana limestone coping at all gable parapets. Stones to match the profile of the existing cast stone pieces with additional width to provide a 2" overhang and shall have a drip edge groove.* **\$107,000.00**
- *Optional replacement of South (Front) Elevation flat parapet stones with Indiana limestone. Stones to match the profile of the existing cast stone pieces with additional width to provide a 2" overhang and shall have a drip edge groove. Limestone to match color of existing cast stone as close as possible.* **\$18,000.00**
- *Engineering fee for stone attachment design.* **\$8,500.00**

Exclusions: all work beyond building line, disposal, dumpsters, stone, patching, flashing, caulking, testing, permits and winter protection.

All material is guaranteed to be as specified, and the above work to be performed and completed in a substantial workmanlike manner.
Payments to be made as follows: 25% deposit, along with an agreed upon payment schedule, prior to commencement of work.

Any alteration or deviation from the above specifications involving extra costs will be an extra charge over and above this proposal.

Respectfully Submitted: *Martin Faulborn*

Martin R. Faulborn, President

ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions and are satisfactory and are hereby accepted. You are authorized to the work as specified. Payment will be made as outlined above.

DATE: _____

SIGNATURE: _____

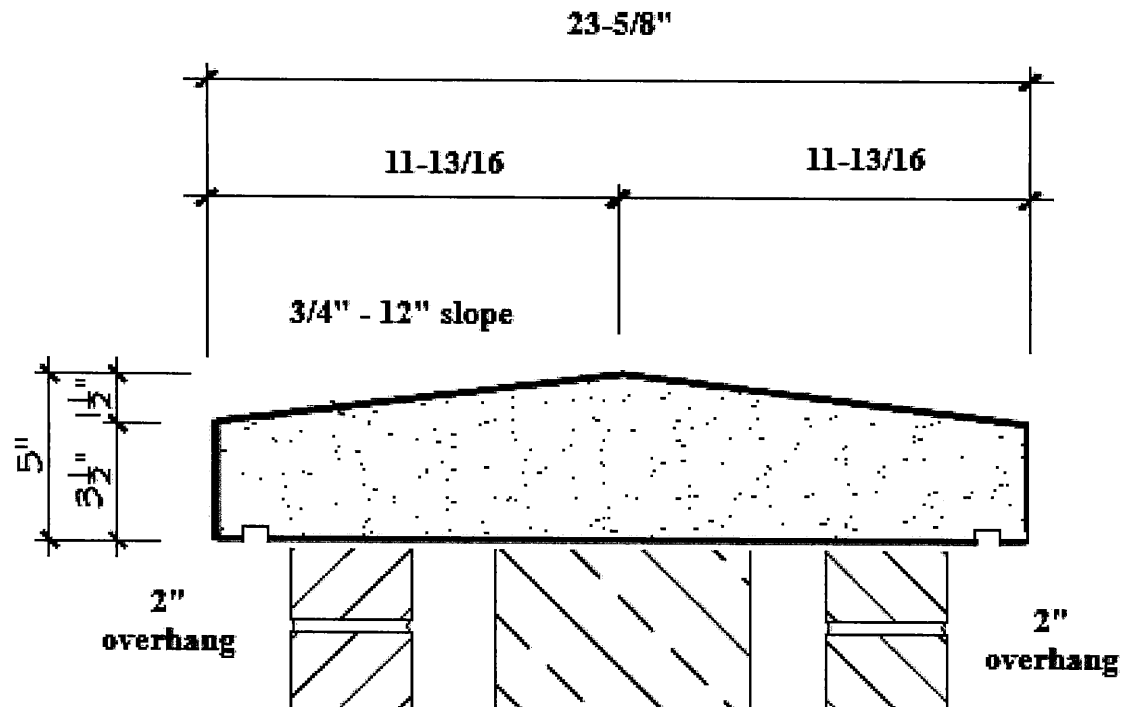


Cannon Group
Roof, Building Envelope
& Structural Consultants

H.J. Cannon Group, Inc.
520 Fellowship Road
Suite A-105
Mt. Laurel, NJ 08054

RFI 006
Proposed Coping Profile
June 2, 2026

Berkeley Heights Township Municipal Building
29 Park Avenue
Berkeley Heights, New Jersey
HJCG No. 2022.034B



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

RESOLUTION

BE IT HEREBY RESOLVED by the Township Council of the Township of Berkeley Heights, Union County, New Jersey, that the following individual(s) be appointed to the **Junior Fire Auxiliary** of the Berkeley Heights Volunteer Fire Department based upon the letter from the Fire Chief dated August 6, 2026.

Thomas Jordan

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**AUTHORIZATION TO RELEASE ESCROW ACCOUNT OF PATRIA STATION CAFÉ
ESTABLISHED FOR THEIR SPECIAL USE PERMIT APPLICATION**

WHEREAS, Patria Station Café was required to post an escrow deposit in the amount of \$1,000.00 as part of their application for a Special Use Permit for the Patria World Cup Experience 2026; and

WHEREAS, the Township seeks to release the remaining escrow balance of \$1,000.00, together with any applicable interest, for Edmunds Project Id SUP26-0001 to the applicant, Patria Station Café.

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

1. The Mayor and Council hereby approves the release of the remaining escrow account balance of \$1,000.00, together with any applicable interest, for Edmunds Project Id SUP26-0001 to the applicant, Patria Station Café.
2. This resolution shall take effect at the time and in the manner prescribed by law.
3. The Chief Finance Officer is hereby authorized to issue a refund for the aforementioned escrow funds.

Approved this 11st day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**RESOLUTION AUTHORIZING THE APPLICATION OF THE 2026 UNION COUNTY KIDS
RECREATION TRUST GRANT**

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 Union County 2026 Kids Recreation Trust Grant program; and

WHEREAS the grant request is in the amount of \$40,000 for the Memorial Park Playground Enhancement Project; and

WHEREAS the Township Council of the Township of Berkeley Heights does hereby authorize the filing of the above stated matching grant application in the amount of \$40,000; and

WHEREAS, the governing body further authorizes that, if awarded the grant, matching funds in the amount of \$40,000 are committed to complete this project within the required time frame; and

NOW THEREFORE BE IT RESOLVED that the Mayor and the Township Council of the Township of Berkeley Heights does hereby authorize the filing of such a grant application by the Recreation Commission and, upon receipt of the grant agreement from Union County, does further authorize the Recreation Commission to execute the grant agreement; and, upon receipt of the fully executed agreement from Union County, does further authorize the expenditure of funds, pursuant to the terms of said agreement between the Township of Berkeley Heights and Union County.

Approved this 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**RESOLUTION AMENDING RESOLUTION 2026-257 WHICH AUTHORIZED A CONTRACT TO
DELL-TECH INC., FOR PHASE II - EXTERIOR RESTORATION & STRUCTURAL STABILIZATION AT
THE LITTELL-LORD FARMHOUSE**

WHEREAS, on July 21, 2026, the Township of Berkeley Heights adopted Resolution 2026-257, authorizing a contract to Dell-Tech Inc., for the Phase II - Exterior Restoration & Structural Stabilization at the Littell-Lord Farmhouse, in an amount not to exceed \$395,900.00; and

WHEREAS, the Chief Finance Officer would like to amend the account allocations identified in the original certification of funds.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that the Chief Finance Officer has provided an amended Certification of Funds; certifying that sufficient uncommitted funds are available as follows:

Account Number	Amount	Description
G-02-20-175-000	\$ 59,738.10	UC Historic Preservation mixed
G-02-20-175-005	\$ 9,999.99	UC Historic Preservation 2019 – Match
G-02-20-175-017	\$ 10,000.00	Preserve Union County Grant - 2017
G-02-20-175-025	\$ 20,000.00	Preserve Union County Grant - 2025
G-02-20-175-126	\$ 98,291.91	NJ Historic Grant 2024 (COVID)
G-02-20-175-127	\$ 197,870.00	NJ Historical 2024
	\$395,900.00	

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, the Township wishes to solicit proposals for tree planting, watering, and related services utilizing competitive contracting.

NOW THEREFORE, BE IT RESOLVED, that the Governing Body of the Township of Berkeley Heights authorizes the solicitation of proposals in accordance with New Jersey Local Contracts Law N.J.S.A. 40:11-4.1 et seq. for tree planting, watering, and related services.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

ORDINANCE 2026-20

**ORDINANCE TO REMOVE THE RESTRICTIONS ON LEFT-HAND TURNS FROM VALLEY ROAD
ONTO TWIN FALLS ROAD**

WHEREAS, the Code of the Township of Berkeley Heights was recently amended to prohibit right turns from Diamond Hill Road onto Twin Falls Road; and

WHEREAS, , the Code of the Township of Berkeley Heights currently restricts left turns from Valley Road onto Twin Falls Road during designated hours; and

WHEREAS, the Mayor and Council of the Township of Berkeley Heights have determined that it is in the best interest of the Township to amend the Code to remove the restrictions on left turns from Valley Road onto Twin Falls Road; and

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

SECTION I. Section 10.16.010, "Turn prohibitions" of Chapter 10.16, "TURNING PROHIBITIONS," of Title 10, "VEHICLES AND TRAFFIC," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

10.16.010 Turn prohibitions.

A. No right turn shall be permitted:

1. At the intersection, from Valley Road into Southview Drive between the hours of eight a.m. and nine-thirty a.m., prevailing time, Monday through Friday;
2. At the intersection, from Diamond Hill Road into Twin Falls Road;
3. From Mountain Avenue onto Timber Drive between the hours of six-thirty a.m. and ten a.m. prevailing time.

B. No left turn shall be permitted:

- ~~1. At the intersection, from Valley Road into Twin Falls Road between the hours of eight a.m. and nine thirty a.m. and between four thirty p.m. to six thirty p.m., prevailing time, Monday through Friday;~~
- ~~2.~~**1.** At the intersection, from Diamond Hill Road into Southview Drive between the hours of four-thirty p.m. and six-thirty p.m., prevailing time, Monday through Friday;
- ~~3.~~**2.** Into the Springfield Avenue entrance to the premises located one hundred ten (110) feet westerly from the westerly side of Summit Avenue for traffic traveling westbound on Springfield Avenue;
- ~~4.~~**3.** At the intersection, from the most westerly exit from Lot 17 in Block 701 on Springfield Avenue into Springfield Avenue;

ORDINANCE 2026-12

~~5-4.~~ North from the nonresidential driveways existing on the south side of Springfield Avenue from the easterly curblin of Plainfield Avenue to the westerly curblin of Summit Avenue;

~~6-5.~~ From the northbound Diamond Hill Road onto the ramp entrance to westbound Interstate Highway 78;

~~7-6.~~ From Russo Place onto Locust Avenue.

~~8-7.~~ From Mountain Avenue onto Timber Drive between the hours of six-thirty a.m. and ten a.m. prevailing time, Monday through Friday.

~~9-8.~~ At the intersection, from Diamond Hill Road into Twin Falls Road;

~~10-9.~~ At the intersection, from Twin Falls Road into Diamond Hill Road.

C. No U-turns shall be permitted:

1. At the intersection of Plainfield Avenue and Springfield Avenue;
2. At the intersection of Diamond Hill Road and Valley Road;
3. At the intersection of Summit Avenue and Springfield Avenue;
4. Diamond Hill Road between Route 78 and Mountain Avenue;
5. McMane between Diamond Hill Road and Glenside Avenue;
6. On Ridge Drive the entire length from McMane Avenue to McMane Avenue;
7. On Tip Top Way the entire length from McMane Avenue.

D. No person shall turn a vehicle to make a right turn when facing a steady red signal (STOP) indication at any of the following locations, whenever an official sign is present prohibiting such a turn on the red signal.

1. Diamond Hill Road and Valley Road: northbound turning east, eastbound turning south and westbound turning north, at all times;
2. Snyder Avenue and Springfield Avenue: Mountain Avenue and Plainfield Avenue: all right turns on red prohibited Monday through Friday, from September 4th through June 20th, between seven-thirty a.m. and nine a.m. and between two-thirty p.m. and four p.m.;
3. Mountain Avenue and Diamond Hill Road: eastbound turning south, at all times;
4. Plainfield Avenue and Springfield Avenue: northbound turning east and eastbound turning south, at all times.

SECTION II. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION III. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

ORDINANCE 2026-12

SECTION IV. This Ordinance shall take effect after passage and publication in the manner provided by law.

Angie Devanney, Mayor

Introduction						Councilperson	Final Adoption					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
						John Foster						
						Margaret Illis						
						Bill Machado						
						Alvaro Medeiros						
						Andrew Moran						
						Susan Poage						
Introduced: August 11, 2026						I hereby certify the above ordinance was adopted by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey on the aforementioned date. _____ Angela Lazzari, Township Clerk						
Final Adoption: September 15, 2026												

TOWNSHIP OF BERKELEY HEIGHTS

**NOTICE OF INTRODUCTION
ORDINANCE 2026-20**

PUBLIC NOTICE is hereby given that the Ordinance entitled

**ORDINANCE TO REMOVE THE RESTRICTIONS ON LEFT-HAND TURNS FROM
VALLEY ROAD ONTO TWIN FALLS ROAD**

was introduced and passed on First Reading at the Regular Meeting of the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, held on **August 11, 2026 at 6:30 p.m.** The within Ordinance will be further considered for Final Passage, after public hearing thereon, at the Regular Meeting of the Township Council to be held in the Council Chamber at the Berkeley Heights Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ, on **September 15, 2026 at 6:30 p.m.**, or as soon thereafter, as said matter can be reached. At which time and place, all persons who are interested therein will be given an opportunity to be heard and ask questions concerning the same.

During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available at no cost in the Municipal Clerk's office in said Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ 07974, and to the members of the general public who shall request the same.

**Angela Lazzari
Township Clerk**

Township of Berkeley Heights
AGENDA CHANGES
August 11, 2026

The following items have been modified (amended, added or removed) from the original **8/11/2026** agenda:

The following has been ADDED to the agenda:

RESOLUTIONS:

CONSENT AGENDA

No. 2026-

276. Resolution authorizing the solicitation of proposals for tree planting, watering, and related services utilizing competitive contracting.

Township of Berkeley Heights Union County, New Jersey

Township Council Public Meeting

August 11, 2026

6:30 P.M.

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.

COUNCIL MEMBERS:

John Foster - President

Margaret Illis

Bill Machado

Alvaro Medeiros

Andrew Moran

Susan Poage – Vice President

Angie Devanney- Mayor

AGENDA FOR PUBLIC MEETING

I. CALL TO ORDER

II. ROLL CALL

III. FLAG SALUTE

IV. PROCLAMATION

- Girl Scout Gold Award – Molly Altman

V. CONFERENCE SESSION

- Eagle Scout – Jayden Mann

VI. REGULAR AGENDA

VII. ORDINANCES FOR PUBLIC HEARING AND FINAL ADOPTION:

Ordinances Introduced on July 21, 2026

Ordinance 2026-18

BOND ORDINANCE PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

Ordinance 2026-19

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY, NEW JERSEY AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO ADD

THE POSITION OF DEPUTY CHIEF AND TO AUTHORIZE ONE ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL PATROL OFFICERS IN THE BERKELEY HEIGHTS POLICE DEPARTMENT

VIII. 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 President 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.

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

RESOLUTIONS

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-

261. Resolution approving Bill List dated August 11, 2026, in the amount of \$1,733,566.60.
262. Resolution amending the adopted budget for additional item of revenue and offsetting appropriation for Union County 250th Special Project Grant.
263. Resolution authorizing a block party on Holly Glen Lane South, on Saturday, September 19, 2026, from 12:00 – 7:00 p.m.
264. Resolution authorizing a block party on Rutgers Avenue, between Hamilton Avenue and Oakland Street, on Saturday, September 26, 2026, from 1:00 – 8:00 p.m.
265. Resolution amending Resolution 2025-270, which awarded a contract to Harbor Consultants Inc. for professional engineering services for the Columbia Middle School Lower fields project, to reduce the contract amount.
266. Resolution amending Resolution 2025-376, which awarded a contract to Harbor Consultants Inc. for final engineering design & construction documents for the bidding of the Sport Complex at Lower Columbia Park project, to amend the certification of funds.
267. Resolution of the Township of Berkeley Heights adopting the Union County Multi-Jurisdictional Hazard Mitigation Plan.
268. Resolution authorizing the refund of tax overpayments for various properties within the Township.

- 269. Resolution awarding a professional services contract to Paulus, Sokolowski and Sartor, LLC (PS&S) for professional engineering services for a condition assessment of the Hampton Drive and Twin Falls pump stations and a hydraulic capacity evaluation of the Diamond Hill pump station.
- 270. Resolution awarding a contract to Portofino Builders, LLC for the Improvements to Emerson Lane project in the amount not to exceed \$555,555.55.
- 271. Resolution of the Township of Berkeley Heights, in the County of Union, New Jersey, authorizing changes to the scope of the Municipal Complex Redevelopment Project.
- 272. Resolution appointing Thomas Jordan to the Junior Fire Auxiliary of the Berkeley Heights Volunteer Fire Department.
- 273. Authorization to release escrow account of Patria Station Café established for their Special Use Permit application.
- 274. Resolution authorizing the application of the 2026 Union County Kids Recreation Trust Grant.
- 275. Resolution amending Resolution 2026-257, which awarded a contract to Dell-Tech Inc., for the Phase II - Exterior Restoration & Structural Stabilization at the Littell-Lord Farmhouse, to amend the certification of funds.

X. ORDINANCES FOR INTRODUCTION

Public Hearing and Final Adoption scheduled for September 15, 2026.

Ordinance 2026-20

ORDINANCE TO REMOVE THE RESTRICTIONS ON LEFT-HAND TURNS FROM VALLEY ROAD ONTO TWIN FALLS ROAD

XI. TOWNSHIP COUNCIL REPORTS

- A. John Foster - President
- B. Margaret Illis
- C. Bill Machado
- D. Alvaro Medeiros
- E. Andrew Moran
- F. Susan Poage – Vice President

ADMINISTRATION REPORTS

Mayor Devanney
Liza Viana

XII. EXECUTIVE SESSION

XIII. ADJOURNMENT

Angela Lazzari, Township Clerk

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

ORDINANCE NO. 2026-18

BOND ORDINANCE PROVIDING FOR VARIOUS SEWER
IMPROVEMENTS IN AND BY THE TOWNSHIP OF
BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW
JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS
OR NOTES OF THE TOWNSHIP TO FINANCE PART OF
THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-
thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Berkeley Heights, in the County of Union, New Jersey (the "Township"), as general improvements. For the improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,505,000, and further including the aggregate sum of \$106,000 as the several down payments for the improvements or purposes described in Section 3(a) and Section 3(c) required by the Local Bond Law. Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the cost of the improvement or purpose described in Section 3(b) since the project is being funded by the New Jersey Infrastructure Bank. The several down

payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,399,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Hampton Drive Force Main project, including all work and materials necessary therefor and incidental thereto.	\$2,000,000	\$1,900,000	40 years
b) Design expenses for switchgear equipment upgrade and electrical transfer, including all related costs and expenditures incidental thereto.	\$390,000	\$390,000	30 years

c) Condition assessment of Hampton Drive and Twin Falls pump stations, including all related costs and expenditures incidental thereto.	<u>\$115,000</u>	<u>\$109,000</u>	30 years
<u>Total:</u>	<u>\$2,505,000</u>	<u>\$2,399,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment, as applicable, for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing

body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 37.91 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local

Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$2,399,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$800,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby makes the following covenants and declarations with respect to obligations determined to be issued by the chief financial officer on a tax-exempt basis. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The chief financial officer is hereby authorized to act on behalf of the Township to deem the obligations authorized herein as bank-qualified for the purposes of Section 265 of the Code, when appropriate. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Introduction						Councilperson	Final Adoption					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				John Foster						
		X				Margaret Illis						
		X				Bill Machado						
X		X				Alvaro Medeiros						
		X				Andrew Moran						
	X	X				Susan Poage						
Introduced:					I hereby certify the above ordinance was adopted by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey on the aforementioned date. _____ Angela Lazzari, Township Clerk							
July 21, 2026												
Final Adoption:												
August 11, 2026												

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

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Berkeley Heights, in the County of Union, State of New Jersey, on **July 21, 2026**. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Township Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ, on **August 11, 2026 at 6:30 p.m.** During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purposes:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Hampton Drive Force Main project, including all work and materials necessary therefor and incidental thereto.	\$2,000,000	\$1,900,000	40 years
b) Design expenses for switchgear equipment upgrade and electrical transfer, including all related costs and expenditures incidental thereto.	\$390,000	\$390,000	30 years
c) Condition assessment of Hampton Drive and Twin Falls pump stations, including all related costs and expenditures incidental thereto.	<u>\$115,000</u>	<u>\$109,000</u>	30 years

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

<u>Total:</u>	<u>\$2,505,000</u>	<u>\$2,399,000</u>
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Appropriation: \$2,505,000

Bonds/Notes Authorized: \$2,399,000

Grant Appropriated: N/A

Section 20 Costs: \$800,000

Useful Life: 37.91 years

Angela Lazzari, Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

The date of first posting of this Notice is July 22, 2026.

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

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Berkeley Heights, in the County of Union, State of New Jersey on **August 11, 2026** and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purposes:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Hampton Drive Force Main project, including all work and materials necessary therefor and incidental thereto.	\$2,000,000	\$1,900,000	40 years
b) Design expenses for switchgear equipment upgrade and electrical transfer, including all related costs and expenditures incidental thereto.	\$390,000	\$390,000	30 years
c) Condition assessment of Hampton Drive and Twin Falls pump stations, including all related costs and expenditures incidental thereto.	<u>\$115,000</u>	<u>\$109,000</u>	30 years
<u>Total:</u>	<u>\$2,505,000</u>	<u>\$2,399,000</u>	

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

Appropriation: \$2,505,000

Bonds/Notes Authorized: \$2,399,000

Grant Appropriated: N/A

Section 20 Costs: \$800,000

Useful Life: 37.91 years

Angela Lazzari, Clerk

The date of first posting of this Notice is August 12, 2026.

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

ORDINANCE 2026-19

**AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY, NEW JERSEY
AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO ADD THE POSITION OF
DEPUTY CHIEF AND TO AUTHORIZE ONE ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL
PATROL OFFICERS IN THE BERKELEY HEIGHTS POLICE DEPARTMENT**

WHEREAS, Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code for the Township of Berkeley Heights ("Code") establishes within the Department of Public Safety a Division of Police, known as the Township of Berkeley Heights Police Department ("Department"); and

WHEREAS, pursuant to subsection 2.100.010 of the Code, the department shall consist of the following positions: one chief of police, one captain, and not to exceed; two lieutenants, seven sergeants, seventeen patrol officers, and such civilian personnel as the township council may determine necessary for the effective function of the police division; and

WHEREAS, the Mayor and Council wish to add the position of deputy chief, increase the allowable number of lieutenants from two to three, include special law information officers, and increase the allowable number of patrol officers from seventeen to twenty-one;

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

SECTION I. Section 2.100.010, "Establishment." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.010 Establishment.

There is created in the Department of Public Safety as an executive and enforcement function of the township, pursuant to N.J.S.A. 40A:14-118, a division of police ("police division"), which shall consist of the following positions: one chief of police, **one deputy chief**, one captain, and not to exceed; ~~two~~ **three** lieutenants, seven sergeants, ~~seventeen~~ **twenty-one** ~~(17)~~ **(21)** patrol officers, and such civilian personnel **and special law informant officers** as the township council may determine necessary for the effective function of the police division.

SECTION II. Section 2.100.030, "Line of authority." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.030 Line of authority.

The following shall constitute the line of authority relating to the police function as required by N.J.S.A. 40A:14-118:

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

ORDINANCE 2026-19

- A. Chief of Police. The chief of police shall possess those powers and duties set forth at N.J.S.A. 40A:14-118, and shall be the head of the police division and directly responsible to the mayor for the efficiency and routine day-to-day operations thereof. The chief of police shall receive such salary as established by the salary ordinance. The chief of police shall, pursuant to policies established by the mayor:
1. Administer and enforce rules and regulations and special emergency directives for the disposition and discipline of the police division and its officers and personnel;
 2. Have, exercise and discharge the functions, powers and duties of the police division;
 3. Prescribe the duties and assignments of all subordinates and other personnel;
 4. Delegate such of his or her authority as he or she may deem necessary for the efficient operation of the police division to be exercised under his or her direction and supervision; and
 5. Report at least monthly to the mayor in such form as shall be prescribed by the appropriate authority on the operation of the police division during the preceding month, and make such other reports as may be requested by the mayor.

It is the duty of the chief of police to cause public peace to be preserved and to see that all laws, ordinances, written orders, resolutions and policies of the township council pertaining to the police division are properly complied with. He or she shall faithfully and properly obey and cause all personnel under him or her to obey all rules, regulations, resolutions, orders and policy directives which may from time to time be prescribed by the mayor and township council.

The chief of police shall be available twenty-four (24) hours per day, seven days per week to respond to police emergencies (except when out-side the state of New Jersey on vacation or other authorized occasions). The chief of police shall also be expected to interact with local citizens, taxpayers, the local school district, community organizations or groups, senior citizen organizations, neighborhood groups; to develop a cooperative relationship between the township and commercial operations within the township which have unique or special security needs and to otherwise develop and foster a positive image of the township and police division within the township.

The chief of police shall be entitled to such salary, benefits and emoluments as the township council may determine by further ordinance or resolution.

- B. **The Deputy Chief shall serve as the second-in-command of the Police Department and shall assist the Chief of Police in the administration, operation, and supervision of the Department. The Deputy Chief shall assist in the planning, direction, and coordination of all departmental operations and services; supervise personnel,**

TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY

ORDINANCE 2026-19

divisions, and special assignments as directed by the Chief of Police. In the absence, or at the direction of the Chief of Police, the Deputy Chief shall act on behalf of the Chief and shall exercise all powers and duties of the Chief of Police.

- C. Captain of Police. Immediately subordinate to the ~~chief of police~~ **Deputy Chief** in the line of authority is the captain of police, who shall assist the chief and/or deputy chief in the administration of the police division and who shall perform such duties and responsibilities as may be assigned by the chief or as may be set forth in police division rules and regulations or otherwise imposed by law. ~~In the absence of the chief of police, the senior ranking captain shall perform the duties and possess the powers of the chief.~~
- D. Lieutenant of Police. Immediately subordinate to the captain of police in the line of authority is the lieutenant of police, who shall perform such duties and responsibilities as may be assigned through the chain of command by the chief of police, the deputy chief, or the captain of police or as may be set forth in police division rules and regulations or otherwise imposed by law.
- E. Sergeant of Police. Immediately subordinate to the lieutenant of police in the line of authority is the sergeant of police, who shall perform such duties and responsibilities as may be assigned through the chain of command by the chief of police, the deputy chief, the captain of police, the lieutenant of police, or as may be set forth in police division rules and regulations or otherwise imposed by law.
- F. Patrol Officer. Immediately subordinate to the sergeant of police in the line of authority is the position of patrol officer, who shall perform such duties and responsibilities as may be assigned through the chain of command by the chief of police, the deputy chief, the captain of police, the lieutenant of police, the sergeant of police, or as may be set forth in police division rules and regulations or otherwise imposed by law.

SECTION III. Section 2.100.040, "Qualifications for appointment." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.040 Qualifications for appointment.

To be eligible for appointment to the police division, an applicant must be a citizen of the United States of America and a resident of the state of New Jersey, must be of good moral character, never be convicted of a crime or offense involving moral turpitude, and meet all other tests and qualifications established by N.J.S.A. 40A:14-122, et seq., this chapter and the rules and regulations of the police division. All such applicants must be in good health, sound in body and mind and certified by the police physician to be physically capable of performing the duties required of a police officer. All applicants must meet the statutory age

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

ORDINANCE 2026-19

requirements. No applicant shall be eligible for appointment to the police division unless he or she has earned a bachelor's or higher degree awarded by a bachelor's degree-granting college or university. **Notwithstanding the preceding, a**An applicant who has earned 1) an associate's degree awarded by an associate's degree granting college or university or has completed sixty (60) credits awarded by a bachelor's degree-granting college or university and 2) has successfully completed or is enrolled in the Police Training Commission Alternate Route Program and has, or will be receiving certification therefrom, shall be eligible for appointment. A degree or concentration in criminal justice is preferred. Qualified veterans, as defined by the New Jersey Department of Military and Veterans Affairs, who have not earned a bachelor's or higher degree awarded by a bachelor's degree-granting college or university, can substitute a combination of two years of full-time, active military service and an associate's degree awarded by a degree-granting college or university to satisfy the education requirement. The Chief of Police may waive the education requirement for qualified veterans as defined herein, and applicants certified by the Police Training Commission, **or an applicant who meets the minimum educational requirements established by the New Jersey Police Training Commission for participation in the Alternate Route Program.**

All such appointments shall be made pursuant to applicable laws of the state of New Jersey, including N.J.S.A. 40A:14-122 through 127.

All appointments to the police division shall be made by executive order of the mayor. Each such employee shall receive such salary, benefits and emoluments as may be provided by collective bargaining agreement, ordinance or resolution of the township council.

SECTION IV. Section 2.100.050, "Basis and manner of appointment." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.050 Basis and manner of appointment.

- A. Exception for the appointments to chief of police, individuals will initially be appointed to the police division upon the basis of the results of the following competitive examinations process:
1. A written examination administered by the New Jersey State Association of Chiefs of Police. Applicants must achieve a minimum score of eighty (80) to proceed to the second phase of the testing process.
 2. A physical fitness test, designed, administered and scored by the Berkeley Heights Police Department. Applicants will be scored based on standards/scoring set prior to the taking of the test and must achieve a minimum of eighty (80).
 3. An oral examination administered by the New Jersey State Association of Chiefs of Police. Applicants must achieve a minimum score of eighty (80) to proceed to the next phase of the testing process.

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

ORDINANCE 2026-19

4. Upon completion of the three phases of testing the applicant's scores are averaged to obtain a final score. An eligibility list will be established based on the applicant's final score. The eligibility list will remain in effect for three years from the date of the last oral examination.
 5. When an opening becomes available, the applicant who is first on the eligibility list will have a background investigation completed by a member of the Investigations Division. ~~Upon completion of the background investigation completed by a member of the Investigations Division.~~ Upon completion of the background investigation and recommendation by the investigator, the applicant, **upon approval of the Mayor, who in his or her discretion, will determine whether to make an appointment and whether current staffing and budget levels will allow for such appointment,** will be **given a conditional offer of employment and** sent for a psychological examination.
 6. Upon successful completion of the psychological examination and recommendation for the examining psychologist the applicant will proceed to the medical examination.
 7. Upon successful completion of the medical examination conducted by the police physician and recommendation from the police physician, the chief of police will recommend the applicant for appointment by the mayor.
 8. **Following successful completion of the psychological and medical examination,** ~~t~~The mayor, shall appoint the candidate (which shall be done by Executive Order), consistent with the Faulkner Act ~~in his or her discretion, will determine whether to make such appointment (which shall be done by Executive Order), consistent with the Faulkner Act and current staffing and budget levels.~~
- B. The mayor may appoint, without examination, upon recommendation by the Chief of Police, an applicant who satisfies the qualifications for appointment as set forth above. The applicant selected shall meet all other requirements for appointment, shall be required to successfully complete the following:
1. A physical fitness test, designed, administered and scored as set forth above. Applicants must achieve a minimum score of eighty (80) to proceed to the next phase of testing process.
 2. A background investigation completed by a member of the Investigations Division. Upon completion of the background investigation and recommendation by the investigator, the applicant will be **given a conditional offer of employment and** sent for a psychological examination.
 3. Upon successful completion of the psychological examination and recommendation from the examining psychologist, the applicant will proceed to the medical examination.

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

ORDINANCE 2026-19

4. Upon successful completion of the medical examination conducted by the police physician and recommendation from the police physician, the applicant will be recommended for appointment by the chief of police.

An application fee will be required for participation in the testing process. The amount of the application fee will be set by resolution of the township council based on the recommendation of the chief of police.

- C. Appointments of the chief of police shall be made by the mayor, with the advise and consent of the township council, consistent with the Faulkner Act, to a qualified individual in accordance with New Jersey law.

SECTION V. Section 2.100.070, "Police trainees." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.070 Police trainees.

The position of police trainee is established in the Berkeley Heights police division. Upon original appointment as prospective officers, with the requirement that they attend and successfully complete a police academy certified by the New Jersey State Training Commission, a police trainee will receive a salary of "~~probationary patrolman~~ **trainee academy pay**" as established by the ~~current salary ordinance~~ **collective negotiations agreement**. Upon graduation and **following successful completion of the one year working test period measured from the date the trainee may begin work as a police officer** ~~one year from the date of appointment~~, the probationary period will cease and, upon recommendation of the chief of police, a police trainee will be appointed as a permanent patrol officer.

SECTION VI. Section 2.100.090, "Promotion to lieutenant/captain." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.090 Promotion to lieutenant/captain/deputy chief.

All promotions to the positions of lieutenant ~~and~~, **captain, and deputy chief** within the police division shall be made by executive order of the mayor, upon the recommendation of the chief of police. All such promotions shall be to qualified members of the police division subject to the provisions of any collective ~~negotiations bargaining~~ **negotiations** agreement, ordinance or resolution of the township council, and applicable New Jersey law, specifically N.J.S.A. 40A:14-122.6; N.J.S.A. 40A:14-129; and N.J.S.A. 40A:14-130.

SECTION VII. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

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

ORDINANCE 2026-19

SECTION VIII. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

SECTION IX. This Ordinance shall take effect after passage and publication in the manner provided by law.

Angie Devanney, Mayor

Introduction						Councilperson	Final Adoption					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
X		X				John Foster						
		X				Margaret Illis						
		X				Bill Machado						
	X	X				Alvaro Medeiros						
		X				Andrew Moran						
		X				Susan Poage						
Introduced: July 21, 2026						I hereby certify the above ordinance was adopted by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey on the aforementioned date. _____ Angela Lazzari, Township Clerk						
Final Adoption: August 11, 2026												

TOWNSHIP OF BERKELEY HEIGHTS

**NOTICE OF INTRODUCTION
ORDINANCE 2026-19**

PUBLIC NOTICE is hereby given that the Ordinance entitled

**AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY,
NEW JERSEY AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS
TO ADD THE POSITION OF DEPUTY CHIEF AND TO AUTHORIZE ONE
ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL PATROL OFFICERS IN THE
BERKELEY HEIGHTS POLICE DEPARTMENT**

was introduced and passed on First Reading at the Regular Meeting of the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, held on **July 21, 2026 at 6:30 p.m.** The within Ordinance will be further considered for Final Passage, after public hearing thereon, at the Regular Meeting of the Township Council to be held in the Council Chamber at the Berkeley Heights Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ, on **August 11, 2026 at 6:30 p.m.**, or as soon thereafter, as said matter can be reached. At which time and place, all persons who are interested therein will be given an opportunity to be heard and ask questions concerning the same.

During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available at no cost in the Municipal Clerk's office in said Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ 07974, and to the members of the general public who shall request the same.

**Angela Lazzari
Township Clerk**

TOWNSHIP OF BERKELEY HEIGHTS

NOTICE OF FINAL ADOPTION

ORDINANCE 2026-19

**AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY, NEW JERSEY
AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO ADD THE POSITION OF
DEPUTY CHIEF AND TO AUTHORIZE ONE ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL
PATROL OFFICERS IN THE BERKELEY HEIGHTS POLICE DEPARTMENT**

I, Angela Lazzari, Township Clerk of the Township of Berkeley Heights, County of Union, State of New Jersey, hereby certify that the above titled Ordinance was adopted on Final Passage by the Township Council of the Township of Berkeley Heights at its meeting held on August 11, 2026.

**Angela Lazzari, RMC
Township Clerk**

**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 **8/11/2026**, in the amount of **\$1,733,566.60** 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 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**A RESOLUTION AMENDING THE ADOPTED BUDGET FOR ADDITIONAL ITEM OF REVENUE
AND OFFSETTING APPROPRIATION UNION COUNTY 250th SPECIAL PROJECT GRANT**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, that the Township of Berkeley Heights hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget for the year 2026 in the sum \$1,000.00 of which items are now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the
Director of the Division of Local Government Services: State and Federal
Revenues Off-set with Appropriations:

Union County 250th Special Project Grant

BE IT FURTHER RESOLVED, that a like sum of \$1,000.00 is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS
State and Federal Programs Off-Set by Revenues

Union County 250th Special Project Grant

BE IT FURTHER RESOLVED, that the Chief Financial Officer shall file an electronic copy of this resolution with the Division of Local Government Services for approval.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, a request was made requesting permission from the Township Council to hold a neighborhood block party on Holly Glen Lane South, on Saturday, September 19, 2026, from 12:00 – 7:00 p.m., with a rain date of September 20th from 12:00 – 7:00 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, September 19, 2026, with a rain date of September 20th.

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

Approved this 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, a request was made requesting permission from the Township Council to hold a neighborhood block party on Rutgers Avenue, between Hamilton Avenue and Oakland Street, on Saturday, September 26, 2026, from 1:00 – 8:00 p.m., with a rain date of September 27th from 1:00 – 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 Rutgers Avenue, on Saturday, September 26, 2026, with a rain date of September 27th.

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

Approved this 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

RESOLUTION AMENDING RESOLUTION 2025-270 WHICH AWARDED A PROFESSIONAL SERVICES AGREEMENT TO HARBOR CONSULTANTS INC. FOR PROFESSIONAL ENGINEERING, SURVEYING AND PLANNING SERVICES FOR THE COLUMBIA MIDDLE SCHOOL LOWER FIELDS PROJECT

WHEREAS, on September 16, 2025, the Township of Berkeley Heights adopted Resolution 2025-270, awarding a professional services agreement to Harbor Consultants Inc. for professional engineering services, including land surveying, environmental investigation and conceptual engineering design, for the Columbia Middle School Lower Fields project; and

WHEREAS, the Township wishes to amend Resolution 2025-270 to reflect a reduction of \$14,460.00 in the contract amount, bringing the amended total amount to \$18,000.00.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that:

1. All of the above recitals are incorporated herein as if fully set forth at length.
2. The Township Council hereby authorizes the amending of the contract with Harbor Consultants Inc. for professional engineering services, including land surveying, environmental investigation and conceptual engineering design, for the Columbia Middle School Lower Fields project at a total cost not to exceed \$18,000.00.
3. The Township Clerk is authorized to respectively execute, and attest to, all documents necessary to effectuate said agreement.
4. The Township Clerk shall publish a notice of this action pursuant to law.
5. This Resolution shall take effect immediately.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

RESOLUTION AMENDING RESOLUTION 2025-376 WHICH AUTHORIZED A PROFESSIONAL SERVICES CONTRACT TO HARBOR CONSULTANTS INC. FOR FINAL ENGINEERING DESIGN & CONSTRUCTION DOCUMENTS FOR THE SPORT COMPLEX AT LOWER COLUMBIA PARK

WHEREAS, on December 16, 2025, the Township of Berkeley Heights adopted Resolution 2025-376, authorizing a professional services contract to Harbor Consultants Inc. for professional engineering services, including Final Engineering Design & Construction Documents for the bidding of the Sport Complex at Lower Columbia Park project, in an amount not to exceed \$111,000.00; and

WHEREAS, the Chief Finance Officer would like to amend the account allocations identified in the original certification of funds.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that the Chief Finance Officer has provided an amended Certification of Funds; certifying that sufficient uncommitted funds are available as follows:

Account Number	Amount	Description
G-02-28-370-325	\$ 23,000.00	Recreational Improvements 2025
G-02-28-370-600	\$ 53,000.00	Local Area Improvement – Lower Columbia
G-02-28-370-124	\$ 35,000.00	Kids Recreation Grant – 2024
TOTAL:	\$ 111,000.00	

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**A RESOLUTION OF THE TOWNSHIP OF BERKELEY HEIGHTS ADOPTING THE UNION COUNTY
MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN**

WHEREAS, the Governing Body of the Township of Berkeley Heights recognizes the threat that natural hazards pose to people and property within Berkeley Heights; and

WHEREAS, the County of Union has prepared a multi-hazard mitigation plan, hereby known as Union County Multi-Jurisdictional Hazard Mitigation Plan 2026, in accordance with federal and state laws, including the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended; the National Flood Insurance Act of 1968, as amended; and the National Dam Safety Program Act, as amended; and New Jersey P.L. 2023, CHAPTER 313 approved January 16, 2024.

WHEREAS, the Union County Multi-Jurisdictional Hazard Mitigation Plan 2026, identifies current and future natural hazard risks, and assesses the vulnerability of facilities, infrastructure, and populations, and defines mitigation goals and actions to reduce or eliminate long term risk to people and property in Berkeley Heights from the impacts of future natural hazards and disasters; and

WHEREAS, adoption by the Township Council demonstrates its commitment to hazard mitigation and achieving the goals outlined in the Union County Multi-Jurisdictional Hazard Mitigation Plan 2026.

NOW, THEREFORE, BE IT RESOLVED by the Township of Berkeley Heights, County of Union, State of New Jersey that:

Section 1. The Township Council of the Township of Berkeley Heights hereby adopts the Union County Multi-Jurisdictional Hazard Mitigation Plan 2026. While content related to the Township of Berkeley Heights may require revisions to meet the plan approval requirements, changes occurring after adoption will not require the Township of Berkeley Heights to re-adopt any further iterations of the plan. Subsequent plan updates following the approval period for this plan will require separate adoption resolutions.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, there appears on the tax records overpayment as shown below and the Collector of Taxes recommends the refund of such overpayment.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berkeley Heights, after proper notation on the tax account records by the Tax Collector, that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayment as shown below:

- | | | |
|----------------|----------------------|-------------------------------|
| REASON: | 1. Incorrect Payment | 6. Tax Appeal County Board |
| | 2. Duplicate Payment | 7. Tax Appeal State Tax Court |
| | 3. Senior Citizen | 8. 100% Disabled Veteran |
| | 4. Veteran Deduction | 9. Replacement Check |
| | 5. Homestead Rebate | 10. Reduced Assessment |
| | | 11. Other |

Block/Lot	Property Address	Refund To	Refund Amount	Year	Reason
301.19/6/CONDO	1 PARK EDGE	Burkhardt Irrevocable Trust	500.00	2026	11

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO PAULUS, SOKOLOWSKI AND SARTOR, LLC (PS&S) FOR PROFESSIONAL ENGINEERING SERVICES FOR A CONDITION ASSESSMENT OF THE HAMPTON DRIVE AND TWIN FALLS PUMP STATIONS AND A HYDRAULIC CAPACITY EVALUATION OF THE DIAMOND HILL PUMP STATION

WHEREAS, the Township of Berkeley Heights is in need of contracting for professional engineering services for the condition assessment evaluation of the Hampton Drive and Twin Falls Pump Stations and hydraulic capacity evaluation for the Diamond Hill Pump Station; 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 7, 2026, Paulus, Sokolowski, and Sartor, LLC (PS&S) 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, Paulus, Sokolowski, and Sartor, LLC (PS&S) has provided proposal dated February 11, 2026, to provide professional engineering services for the condition assessment evaluation of the Hampton Drive and Twin Falls Pump Stations and hydraulic capacity evaluation for the Diamond Hill Pump Station.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that the Mayor is hereby authorized to execute to an agreement with Paulus, Sokolowski, and Sartor, LLC (PS&S) for professional engineering services for the condition assessment evaluation of the Hampton Drive and Twin Falls Pump Stations and hydraulic capacity evaluation for the Diamond Hill Pump Station, at a fee not to exceed **\$114,200.00**, pursuant to their proposal dated February 11, 2026.

BE IT FURTHER RESOLVED, that 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 Contracts Law and pursuant to 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, et seq.

BE IT FURTHER RESOLVED, that the Chief Finance Officer of the Township of Berkeley Heights has certified that sufficient uncommitted funds will be available subject to the approval of Ordinance 2026-18 in an amount not to exceed **\$114,200.00**.

BE IT FURTHER RESOLVED, that the adoption of this Resolution is contingent upon and goes into effect upon the adoption of Ordinance 2026-18. Should Ordinance 2026-18 not be adopted, this Resolution is void.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, after the proper advertisement of same, pursuant to the Local Public Contracts Laws, N.J.S.A. 40A:11-1 et seq., the Township of Berkeley Heights received sealed bids on August 4, 2026, for the **Improvements to Emerson Lane** project; and

WHEREAS, the Township Engineer, Neglia Group, has provided summary of the bid results and has recommended that the lowest responsible bid be awarded to **Portofino Builders, LLC**, 69 Irwin Street, Springfield, NJ ("Portofino Builders "); and

WHEREAS, the Township Council has determined that it is in the best interest to accept the bid proposal and execute a contract for the **Improvements to Emerson Lane** project, with the lowest responsible bidder, **Portofino Builders, LLC**, in an amount not to exceed **\$555,555.55** for Base Bid; and

WHEREAS, the public advertisement, the receipt of public bids and the award of the contract to the lowest responsible bidder, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., for the **Improvements to Emerson Lane** project, constitutes a Fair and Open Process pursuant to the Local Pay to Play Law, N.J.S.A. 19:44A:20.5, et seq.

NOW, THEREFORE, BE IT RESOLVED by the Township of Berkeley Heights, County of Union, New Jersey, that:

1. The appropriate municipal officials are hereby authorized to accept the bid submitted and execute a contract with the lowest responsible bidder, **Portofino Builders, LLC**, for the **Improvements to Emerson Lane** project in the amount not to exceed **\$555,555.55** for Base Bid.
2. The Township Clerk shall advertise the award of this contract in accordance with law.
3. The Chief Finance Officer for the Township of Berkeley Heights has certified that sufficient uncommitted funds are available as follows:

Account Number	Amount	Description
C-04-24-011-204	\$ 82,488.50	Ord 11-24 - Deerpath Lane
C-04-24-011-205	\$ 250,267.05	Ord 11-24 Crest Drive
G-02-20-165-525	\$ 222,800.00	NJDOT Municipal Aid 2025 - Emerson Lane
TOTAL:	\$ 555,555.55	

4. This resolution shall take effect upon publication and pursuant to law.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY

RESOLUTION

**RESOLUTION OF THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE
COUNTY OF UNION, NEW JERSEY, AUTHORIZING CHANGES TO
THE SCOPE OF THE MUNICIPAL COMPLEX REDEVELOPMENT
PROJECT**

WHEREAS, on April 22, 2014, the Township Council of the Township of Berkeley Heights (the "**Township Council**") designated Block 608, Lots 1 and 4, and Block 504, Lots 5 and 6, as shown on the Tax Maps of the Township, including that portion of the Columbus Avenue right-of-way extending from the western limit of Block 504, Lot 6 to the New Jersey Transit property line to the north, and that portion of the Berkeley Avenue right-of-way extending from the New Jersey Transit boundary line to the north to the Park Avenue right-of-way to the south, all within the Township of Berkeley Heights (the "**Redevelopment Area**"), as a non-condemnation area in need of redevelopment in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "**Redevelopment Law**"); and

WHEREAS, on June 14, 2016 via the adoption of Ordinance 10-2016, the Township Council duly adopted a redevelopment plan for the Redevelopment Area entitled, "Municipal Complex Redevelopment Plan for the Township of Berkeley Heights", dated May 19, 2016 (as the same may be amended and supplemented from time to time, the "**Redevelopment Plan**"); and

WHEREAS, on December 29, 2017, the Township issued a request for proposals (as supplemented from time to time, the "**Original RFP**") seeking a redeveloper of the Redevelopment Area; and

WHEREAS, on February 23, 2018, the Township received responses to the Original RFP from Epic Management, Inc. and Torcon Inc. (each a "**Respondent**" and together, the "**Respondents**"); and

WHEREAS, on March 20, 2018, the Township issued to the Respondents a short list request for proposals (the "**Short List RFP**" and, together with the Original RFP, the "**RFP**"); and

WHEREAS, the Respondents submitted responses to the Short List RFP to the Township on April 13, 2018; and

WHEREAS, the Township evaluated the responses provided by the Respondents based on designated criteria in the RFP, including but not limited to, (i) compliance with the terms of the RFP, (ii) total costs to construct the project contemplated by the Redevelopment Plan (the "**Redevelopment Project**"), including allowances, assurances and exceptions, (iii) respondent experience and qualifications constructing projects similar to the Redevelopment Project, (iv) quality of value engineering recommendations, and (v) strategy for completing the design and construction of the Redevelopment Project; and

WHEREAS, based upon the Township's evaluation, and pursuant to Resolution 154-2018 adopted by the Township on June 26, 2018 (the "**Conditional Designation Resolution**"),

the Township conditionally designated Epic Management, Inc., located at 136 Eleventh Street, Piscataway, New Jersey 08854, or an affiliated entity (the "**Redeveloper**"), as the "redeveloper" (as defined in the Redevelopment Law) of the Redevelopment Area, subject to the negotiation, approval by the Township and execution of a redevelopment agreement between the Township and Redeveloper; and

WHEREAS, on July 10, 2018, the Township adopted Resolution 160-2018, designating the Redeveloper as "redeveloper" of the Redevelopment Area and approving the form and authorizing the execution of a redevelopment agreement with the Redeveloper; and

WHEREAS, the Township and Redeveloper entered into a Redevelopment Agreement dated as of July 11, 2018 (as amended and supplemented from time to time, the "**Redevelopment Agreement**"), which Redevelopment Agreement specifies the rights and responsibilities of the Township, designates the Redeveloper as redeveloper of the Redevelopment Area as to the Redevelopment Project and specifies the rights and responsibilities of the Redeveloper with respect to the Redevelopment Project; and

WHEREAS, pursuant to the Redevelopment Agreement, the Guaranteed Maximum Price (as defined in the Redevelopment Agreement) of the Redevelopment Project is \$26,828,574 (the "**Redevelopment Project GMP**"); and

WHEREAS, by resolution adopted on December 4, 2018, the Township approved certain changes to the Redevelopment Project, including (i) to reduce the Redevelopment Project GMP by \$949,938.50 as described in Change Order Number 001 dated as of November 30, 2018, and (ii) to increase the Redevelopment Project GMP by the aggregate amount of \$495,469.37 as described in Change Order Number 002 dated as of November 30, 2018 (in the amount of \$484,991.87) and Change Order Number 003 dated as of November 30, 2018 (in the amount of \$10,477.50), such changes in the aggregate reducing the Redevelopment Project GMP by \$454,469.13, to \$26,374,104.87; and

WHEREAS, by resolution adopted on May 29, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 004, dated as of May 29, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$133,590.85, to \$26,507,695.72; and

WHEREAS, by resolution adopted on June 25, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 005, dated as of June 25, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$194,049.81 to \$26,701,745.53; and

WHEREAS, by resolution adopted on July 9, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 006, dated as of July 5, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$135,852.64 to \$26,837,598.17; and

WHEREAS, by resolution adopted on August 20, 2019 (as amended and restated on September 10, 2019), the Township approved certain changes to the Redevelopment Project as

described in Change Order Number 007 dated as of September 10, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$43,094.82 to \$26,880,692.99; and

WHEREAS, by resolution adopted on November 18, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 008 dated as of November 18, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$19,557.79 to \$26,900,250.78; and

WHEREAS, by resolution adopted on December 17, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 009 dated as of December 17, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$44,620.15 to \$26,944,870.93; and

WHEREAS, by resolution adopted on March 24, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 010 dated as of March 24, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$3,073.22 to \$26,947,944.15; and

WHEREAS, by resolution adopted on April 14, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 011 dated as of April 14, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$325,380.99 to \$27,273,325.14; and

WHEREAS, by resolution adopted on May 12, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 012 dated as of May 12, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$262,322.08 to \$27,535,647.22; and

WHEREAS, by resolution adopted on August 18, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 013 dated as of August 18, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$162,399.71 to \$27,698,046.93; and

WHEREAS, by resolution adopted on October 6, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 014 dated as of October 6, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$87,520.56 to \$27,785,567.49; and

WHEREAS, by resolution adopted on December 16, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 015 dated as of December 22, 2020 such changes in the aggregate increased the Redevelopment Project GMP by \$137,901.48 to \$27,923,468.97; and

WHEREAS, by resolution adopted on April 20, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 016 dated as of April 20, 2021 such changes in the aggregate increased the Redevelopment Project GMP by \$216,627.48 to \$28,140,096.45; and

WHEREAS, by resolution adopted on June 15, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 017 dated as of June 15, 2021 such changes in the aggregate reduced the Redevelopment Project GMP by \$24,700.92 to \$28,115,395.53; and

WHEREAS, by resolution adopted on October 5, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 018 dated as of October 5, 2021 such changes in the aggregate net increased the Redevelopment Project GMP by \$108,350.37 to \$28,223,745.90; and

WHEREAS, by resolution adopted on November 23, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 019 dated as of October 5, 2021 such changes in the aggregate net increased the Redevelopment Project GMP by \$204,702.04 to 28,428,447.94 (together with any subsequently approved Change Orders amending the scope of work under the Redevelopment Agreement, the "**Amended Redevelopment Project GMP**"); and

WHEREAS, the Township desires to approve certain changes to the Redevelopment Project to net increase the scope of work under the Redevelopment Agreement as described in Change Order Number 200 dated as of June 9, 2026 and attached hereto as **Exhibit A** ("**Change Order 200**"), and to net increase the Amended Redevelopment Project GMP by \$147,303.90 to provide for the Township's undertaking of such work.

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

Section 1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.

Section 2. Change Order 200 is hereby approved, and the Mayor and Business Administrator of the Township, along with the Township's construction manager, architect, site civil engineer are each hereby authorized and directed, as applicable, to execute Change Order 200 in the form attached hereto as **Exhibit A**, with such changes, omissions or amendments as the Mayor deems appropriate in consultation with the Township's architect, construction manager and other Township professionals, and to deliver same to the other parties thereto.

Section 3. This resolution shall take effect immediately.

Approved this 11th of August, 2026.

Attest:

Angela Lazzari
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

CHIEF FINANCIAL OFFICER CERTIFICATION

I certify there are sufficient legally appropriated funds for the amount of this Change Order in Account #C9-00028, and that these funds have not been certified as available for another pending contract.

DIANE SHERRY
CHIEF FINANCIAL OFFICER

DATE

No. 2026-

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

RESOLUTION

Exhibit A

Form of Change Order 200



Attn:	Matt Jessup, Esq. - MS&G			9-Jun-26
			Epic Job No:	10-18010
Proposed Change Order				
Berkeley Heights Municipal Complex				
Epic Ref. No.	PCO # 200 Replacement Coping Stone with new Profile			
Description:	Please find attached PCO that is being submitted for furnishing new coping stone material which are to be fabricated to have the new coping stone profile that was received from the Cannon Group on 06-02-26. The "base" coping stone pricing is limited to the gable parapet walls which are highlighted in Red on the attached 06-08-26 marked up roof plan. The "Add Option" coping stone pricing is limited to the front yankee gutter parapets which are highlighted in Blue on the attached 06-08-26 marked up roof plan. All labor, scaffolding/hoisting, equipment, and supplemental materials (i.e. flashings, mortar, caulking, etc...) costs associated with this work are considered an extra to Epic however such work is part of the "Repair Specifications" therefore submission of these costs will be submitted at a later date. All work is to be completed during normal working hours. Refer to the attached subcontractor backup for further information and qualifications regarding these changes. This work and payment of such work is not part of the "Repair Specification Settlement Agreement" therefore payment of the 25% deposit and monthly progress payments for this work shall be made by Berkeley Heights. The pricing is limited to the work that is detailed by the attached subcontractor quote(s). Pricing is based on currently known site conditions & subject to change should we encounter unknown conditions. Notwithstanding anything contained herein to the contrary, Epic Management hereby specifically reserves all rights to file a claim to recover costs associated with this submitted CRP as well as any costs incurred in connection with all delays, acceleration or interference events which have or can potentially impact our performance on the Project.			
	Item 1-B - Gladstone Masonry & Stoneworks Inc base bid proposal for new coping stones at the gable parapets			
	Item 1-AO - Gladstone Masonry & Stoneworks Inc. add option cost for new coping stones at front yankee gutters.			
BASE				
Item #	Subcontractor	Proposal / Invoice No.		
1-B	Gladstone Masonry & Stoneworks, Inc.	06082026-01		
	Indiana Limestone at Gable Parapets			\$ 107,000.00
	Engineering for Anchors			\$ 8,500.00
		Subcontractor Total	\$ -	\$ 115,500.00
Description		Rate		Amount
Bond		0.72%	\$ -	\$ 831.60
General Liability / Insurance		1.00%	\$ -	\$ 1,155.00
Redeveloper Fee		1.95%	\$ -	\$ 2,252.25
Contractor OH & Profit		6.67%	\$ -	\$ 7,703.85
		Total	\$ -	\$ 11,942.70
		CHANGE ORDER REQUEST TOTAL	\$ -	\$ 127,442.70
ADD OPTION				
Item #	Subcontractor	Proposal / Invoice No.		
1-AO	Gladstone Masonry & Stoneworks, Inc.	06082026-01		
	Indiana Limestone at Front Yankee Gutters			\$ 18,000.00
		Subcontractor Total	\$ -	\$ 18,000.00

Epic Management Inc.

136 Eleventh Street • Piscataway, NJ 08854
732-752-6100 • Fax 732-752-9106



Attn:	Matt Jessup, Esq. - MS&G			9-Jun-26
			Epic Job No:	10-18010
Proposed Change Order				
Berkeley Heights Municipal Complex				
Epic Ref. No.	PCO # 200 Replacement Coping Stone with new Profile			
Description		Rate		Amount
Bond		0.72%	\$ -	\$ 129.60
General Liability / Insurance		1.00%	\$ -	\$ 180.00
Redeveloper Fee		1.95%	\$ -	\$ 351.00
Contractor OH & Profit		6.67%	\$ -	\$ 1,200.60
		Total	\$ -	\$ 1,861.20
		CHANGE ORDER REQUEST TOTAL	\$ -	\$ 19,861.20
APPROVALS				
Epic Management Inc.		Berkeley Heights		
Contractor Representative	Date	Owner Representative	Date	
cc:				

Epic Management Inc.

136 Eleventh Street • Piscataway, NJ 08854
732-752-6100 • Fax 732-752-9106

PROPOSAL

GLADSTONE MASONRY & STONeworks, INC.

P.O. Box 247

Gladstone, New Jersey 07934

Phone: (908) 234.1514 Fax: (908) 234.9360

PROPOSAL #: 06082026-01

DATE: JUN 8, 2026

Proposal submitted to:

Bill Perlack, EPIC Builds

bperlack@epicbuilds.com

Work to be performed at:

Berkeley Heights Municipal Building

Berkeley Heights, NJ

Limestone for The Berkeley Heights Municipal Building

- *Furnish Indiana limestone coping at all gable parapets. Stones to match the profile of the existing cast stone pieces with additional width to provide a 2" overhang and shall have a drip edge groove.* ***\$107,000.00***
- *Optional replacement of South (Front) Elevation flat parapet stones with Indiana limestone. Stones to match the profile of the existing cast stone pieces with additional width to provide a 2" overhang and shall have a drip edge groove. Limestone to match color of existing cast stone as close as possible.* ***\$18,000.00***
- *Engineering fee for stone attachment design.* ***\$8,500.00***

Exclusions: all work beyond building line, disposal, dumpsters, stone, patching, flashing, caulking, testing, permits and winter protection.

All material is guaranteed to be as specified, and the above work to be performed and completed in a substantial workmanlike manner.
Payments to be made as follows: 25% deposit, along with an agreed upon payment schedule, prior to commencement of work.

Any alteration or deviation from the above specifications involving extra costs will be an extra charge over and above this proposal.

Respectfully Submitted: *Martin Faulborn*

Martin R. Faulborn, President

ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to the work as specified. Payment will be made as outlined above.

DATE: _____

SIGNATURE: _____

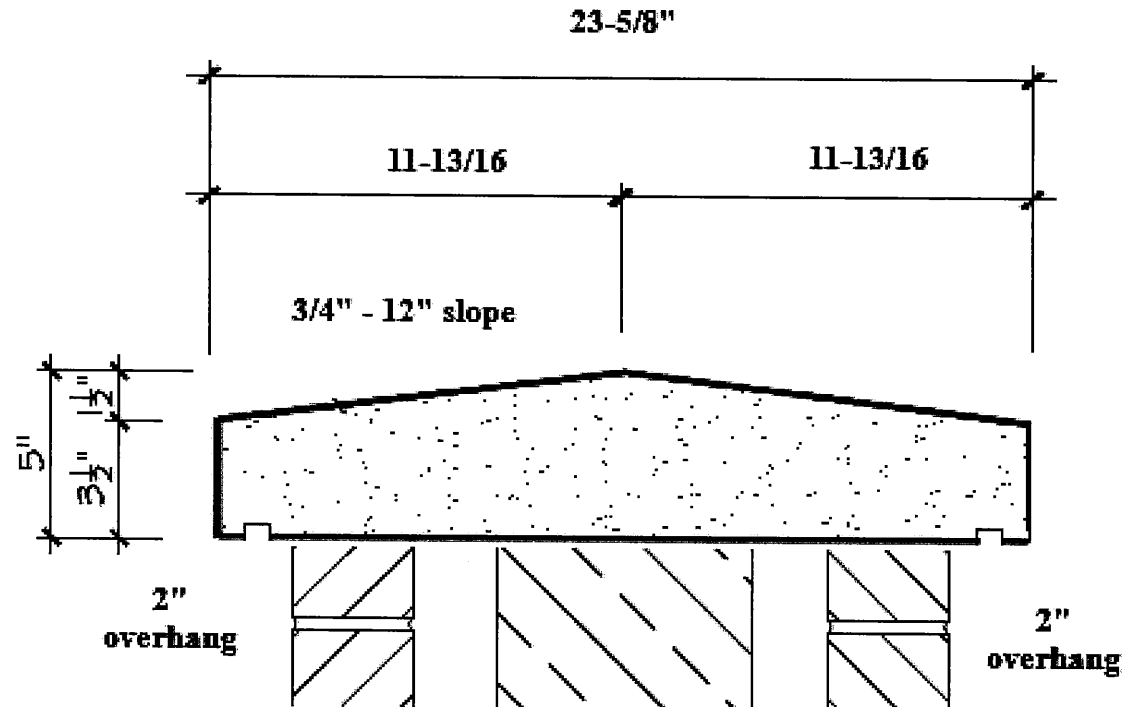


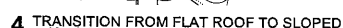
Cannon Group
Roof, Building Envelope
& Structural Consultants

H.J. Cannon Group, Inc.
520 Fellowship Road
Suite A-105
Mt. Laurel, NJ 08054

RFI 006
Proposed Coping Profile
June 2, 2026

Berkeley Heights Township Municipal Building
29 Park Avenue
Berkeley Heights, New Jersey
HJCG No. 2022.034B





- | | |
|--------------------|-------|
| DATE: 03.28.2017 | A.106 |
| FILE: 1716/CURRENT | |

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

RESOLUTION

BE IT HEREBY RESOLVED by the Township Council of the Township of Berkeley Heights, Union County, New Jersey, that the following individual(s) be appointed to the **Junior Fire Auxiliary** of the Berkeley Heights Volunteer Fire Department based upon the letter from the Fire Chief dated August 6, 2026.

Thomas Jordan

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

Approved this 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**AUTHORIZATION TO RELEASE ESCROW ACCOUNT OF PATRIA STATION CAFÉ
ESTABLISHED FOR THEIR SPECIAL USE PERMIT APPLICATION**

WHEREAS, Patria Station Café was required to post an escrow deposit in the amount of \$1,000.00 as part of their application for a Special Use Permit for the Patria World Cup Experience 2026; and

WHEREAS, the Township seeks to release the remaining escrow balance of \$1,000.00, together with any applicable interest, for Edmunds Project Id SUP26-0001 to the applicant, Patria Station Café.

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

1. The Mayor and Council hereby approves the release of the remaining escrow account balance of \$1,000.00, together with any applicable interest, for Edmunds Project Id SUP26-0001 to the applicant, Patria Station Café.
2. This resolution shall take effect at the time and in the manner prescribed by law.
3. The Chief Finance Officer is hereby authorized to issue a refund for the aforementioned escrow funds.

Approved this 11st day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**RESOLUTION AUTHORIZING THE APPLICATION OF THE 2026 UNION COUNTY KIDS
RECREATION TRUST GRANT**

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 Union County 2026 Kids Recreation Trust Grant program; and

WHEREAS the grant request is in the amount of \$40,000 for the Memorial Park Playground Enhancement Project; and

WHEREAS the Township Council of the Township of Berkeley Heights does hereby authorize the filing of the above stated matching grant application in the amount of \$40,000; and

WHEREAS, the governing body further authorizes that, if awarded the grant, matching funds in the amount of \$40,000 are committed to complete this project within the required time frame; and

NOW THEREFORE BE IT RESOLVED that the Mayor and the Township Council of the Township of Berkeley Heights does hereby authorize the filing of such a grant application by the Recreation Commission and, upon receipt of the grant agreement from Union County, does further authorize the Recreation Commission to execute the grant agreement; and, upon receipt of the fully executed agreement from Union County, does further authorize the expenditure of funds, pursuant to the terms of said agreement between the Township of Berkeley Heights and Union County.

Approved this 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**RESOLUTION AMENDING RESOLUTION 2026-257 WHICH AUTHORIZED A CONTRACT TO
DELL-TECH INC., FOR PHASE II - EXTERIOR RESTORATION & STRUCTURAL STABILIZATION AT
THE LITTELL-LORD FARMHOUSE**

WHEREAS, on July 21, 2026, the Township of Berkeley Heights adopted Resolution 2026-257, authorizing a contract to Dell-Tech Inc., for the Phase II - Exterior Restoration & Structural Stabilization at the Littell-Lord Farmhouse, in an amount not to exceed \$395,900.00; and

WHEREAS, the Chief Finance Officer would like to amend the account allocations identified in the original certification of funds.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that the Chief Finance Officer has provided an amended Certification of Funds; certifying that sufficient uncommitted funds are available as follows:

Account Number	Amount	Description
G-02-20-175-000	\$ 59,738.10	UC Historic Preservation mixed
G-02-20-175-005	\$ 9,999.99	UC Historic Preservation 2019 – Match
G-02-20-175-017	\$ 10,000.00	Preserve Union County Grant - 2017
G-02-20-175-025	\$ 20,000.00	Preserve Union County Grant - 2025
G-02-20-175-126	\$ 98,291.91	NJ Historic Grant 2024 (COVID)
G-02-20-175-127	\$ 197,870.00	NJ Historical 2024
	\$395,900.00	

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

ORDINANCE 2026-20

**ORDINANCE TO REMOVE THE RESTRICTIONS ON LEFT-HAND TURNS FROM VALLEY ROAD
ONTO TWIN FALLS ROAD**

WHEREAS, the Code of the Township of Berkeley Heights was recently amended to prohibit right turns from Diamond Hill Road onto Twin Falls Road; and

WHEREAS, , the Code of the Township of Berkeley Heights currently restricts left turns from Valley Road onto Twin Falls Road during designated hours; and

WHEREAS, the Mayor and Council of the Township of Berkeley Heights have determined that it is in the best interest of the Township to amend the Code to remove the restrictions on left turns from Valley Road onto Twin Falls Road; and

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

SECTION I. Section 10.16.010, "Turn prohibitions" of Chapter 10.16, "TURNING PROHIBITIONS," of Title 10, "VEHICLES AND TRAFFIC," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

10.16.010 Turn prohibitions.

A. No right turn shall be permitted:

1. At the intersection, from Valley Road into Southview Drive between the hours of eight a.m. and nine-thirty a.m., prevailing time, Monday through Friday;
2. At the intersection, from Diamond Hill Road into Twin Falls Road;
3. From Mountain Avenue onto Timber Drive between the hours of six-thirty a.m. and ten a.m. prevailing time.

B. No left turn shall be permitted:

- ~~1. At the intersection, from Valley Road into Twin Falls Road between the hours of eight a.m. and nine-thirty a.m. and between four-thirty p.m. to six-thirty p.m., prevailing time, Monday through Friday;~~
- ~~2.~~1. At the intersection, from Diamond Hill Road into Southview Drive between the hours of four-thirty p.m. and six-thirty p.m., prevailing time, Monday through Friday;
- ~~3.~~2. Into the Springfield Avenue entrance to the premises located one hundred ten (110) feet westerly from the westerly side of Summit Avenue for traffic traveling westbound on Springfield Avenue;
- ~~4.~~3. At the intersection, from the most westerly exit from Lot 17 in Block 701 on Springfield Avenue into Springfield Avenue;

ORDINANCE 2026-12

- ~~5.4.~~ North from the nonresidential driveways existing on the south side of Springfield Avenue from the easterly curblineline of Plainfield Avenue to the westerly curblineline of Summit Avenue;
 - ~~6.5.~~ From the northbound Diamond Hill Road onto the ramp entrance to westbound Interstate Highway 78;
 - ~~7.6.~~ From Russo Place onto Locust Avenue.
 - ~~8.7.~~ From Mountain Avenue onto Timber Drive between the hours of six-thirty a.m. and ten a.m. prevailing time, Monday through Friday.
 - ~~9.8.~~ At the intersection, from Diamond Hill Road into Twin Falls Road;
 - ~~10.9.~~ At the intersection, from Twin Falls Road into Diamond Hill Road.
- C. No U-turns shall be permitted:
- 1. At the intersection of Plainfield Avenue and Springfield Avenue;
 - 2. At the intersection of Diamond Hill Road and Valley Road;
 - 3. At the intersection of Summit Avenue and Springfield Avenue;
 - 4. Diamond Hill Road between Route 78 and Mountain Avenue;
 - 5. McMane between Diamond Hill Road and Glenside Avenue;
 - 6. On Ridge Drive the entire length from McMane Avenue to McMane Avenue;
 - 7. On Tip Top Way the entire length from McMane Avenue.
- D. No person shall turn a vehicle to make a right turn when facing a steady red signal (STOP) indication at any of the following locations, whenever an official sign is present prohibiting such a turn on the red signal.
- 1. Diamond Hill Road and Valley Road: northbound turning east, eastbound turning south and westbound turning north, at all times;
 - 2. Snyder Avenue and Springfield Avenue: Mountain Avenue and Plainfield Avenue: all right turns on red prohibited Monday through Friday, from September 4th through June 20th, between seven-thirty a.m. and nine a.m. and between two-thirty p.m. and four p.m.;
 - 3. Mountain Avenue and Diamond Hill Road: eastbound turning south, at all times;
 - 4. Plainfield Avenue and Springfield Avenue: northbound turning east and eastbound turning south, at all times.

SECTION II. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION III. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

ORDINANCE 2026-12

SECTION IV. This Ordinance shall take effect after passage and publication in the manner provided by law.

Angie Devanney, Mayor

Introduction						Councilperson	Final Adoption					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
						John Foster						
						Margaret Illis						
						Bill Machado						
						Alvaro Medeiros						
						Andrew Moran						
						Susan Poage						
Introduced: August 11, 2026						I hereby certify the above ordinance was adopted by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey on the aforementioned date.						
Final Adoption: September 15, 2026												
						_____ Angela Lazzari, Township Clerk						

TOWNSHIP OF BERKELEY HEIGHTS

**NOTICE OF INTRODUCTION
ORDINANCE 2026-20**

PUBLIC NOTICE is hereby given that the Ordinance entitled

**ORDINANCE TO REMOVE THE RESTRICTIONS ON LEFT-HAND TURNS FROM
VALLEY ROAD ONTO TWIN FALLS ROAD**

was introduced and passed on First Reading at the Regular Meeting of the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, held on **August 11, 2026 at 6:30 p.m.** The within Ordinance will be further considered for Final Passage, after public hearing thereon, at the Regular Meeting of the Township Council to be held in the Council Chamber at the Berkeley Heights Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ, on **September 15, 2026 at 6:30 p.m.**, or as soon thereafter, as said matter can be reached. At which time and place, all persons who are interested therein will be given an opportunity to be heard and ask questions concerning the same.

During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available at no cost in the Municipal Clerk's office in said Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ 07974, and to the members of the general public who shall request the same.

**Angela Lazzari
Township Clerk**

Township of Berkeley Heights Union County, New Jersey

Township Council Public Meeting August 11, 2026 6:30 P.M.

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.

COUNCIL MEMBERS:

John Foster - President
Margaret Illis
Bill Machado
Alvaro Medeiros
Andrew Moran
Susan Poage – Vice President
Angie Devanney- Mayor

AGENDA FOR PUBLIC MEETING

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. FLAG SALUTE**
- IV. PROCLAMATION**
 - Girl Scout Gold Award – Molly Altman
- V. CONFERENCE SESSION**
 - Eagle Scout – Jayden Mann
- VI. REGULAR AGENDA**
- VII. ORDINANCES FOR PUBLIC HEARING AND FINAL ADOPTION:**

Ordinances Introduced on July 21, 2026

Ordinance 2026-18

BOND ORDINANCE PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

Ordinance 2026-19

AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY, NEW JERSEY AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO ADD

THE POSITION OF DEPUTY CHIEF AND TO AUTHORIZE ONE ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL PATROL OFFICERS IN THE BERKELEY HEIGHTS POLICE DEPARTMENT

VIII. 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 President 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.

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

RESOLUTIONS

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-

261. Resolution approving Bill List dated August 11, 2026, in the amount of \$1,733,566.60.
262. Resolution amending the adopted budget for additional item of revenue and offsetting appropriation for Union County 250th Special Project Grant.
263. Resolution authorizing a block party on Holly Glen Lane South, on Saturday, September 19, 2026, from 12:00 – 7:00 p.m.
264. Resolution authorizing a block party on Rutgers Avenue, between Hamilton Avenue and Oakland Street, on Saturday, September 26, 2026, from 1:00 – 8:00 p.m.
265. Resolution amending Resolution 2025-270, which awarded a contract to Harbor Consultants Inc. for professional engineering services for the Columbia Middle School Lower fields project, to reduce the contract amount.
266. Resolution amending Resolution 2025-376, which awarded a contract to Harbor Consultants Inc. for final engineering design & construction documents for the bidding of the Sport Complex at Lower Columbia Park project, to amend the certification of funds.
267. Resolution of the Township of Berkeley Heights adopting the Union County Multi-Jurisdictional Hazard Mitigation Plan.
268. Resolution authorizing the refund of tax overpayments for various properties within the Township.

269. Resolution awarding a professional services contract to Paulus, Sokolowski and Sartor, LLC (PS&S) for professional engineering services for a condition assessment of the Hampton Drive and Twin Falls pump stations and a hydraulic capacity evaluation of the Diamond Hill pump station.
270. Resolution awarding a contract to Portofino Builders, LLC for the Improvements to Emerson Lane project in the amount not to exceed \$555,555.55.
271. Resolution of the Township of Berkeley Heights, in the County of Union, New Jersey, authorizing changes to the scope of the Municipal Complex Redevelopment Project.
272. Resolution appointing Thomas Jordan to the Junior Fire Auxiliary of the Berkeley Heights Volunteer Fire Department.
273. Authorization to release escrow account of Patria Station Café established for their Special Use Permit application.
274. Resolution authorizing the application of the 2026 Union County Kids Recreation Trust Grant.
275. Resolution amending Resolution 2026-257, which awarded a contract to Dell-Tech Inc., for the Phase II - Exterior Restoration & Structural Stabilization at the Littell-Lord Farmhouse, to amend the certification of funds.

X. ORDINANCES FOR INTRODUCTION

Public Hearing and Final Adoption scheduled for September 15, 2026.

Ordinance 2026-20

ORDINANCE TO REMOVE THE RESTRICTIONS ON LEFT-HAND TURNS FROM VALLEY ROAD ONTO TWIN FALLS ROAD

XI. TOWNSHIP COUNCIL REPORTS

- A. John Foster - President
- B. Margaret Illis
- C. Bill Machado
- D. Alvaro Medeiros
- E. Andrew Moran
- F. Susan Poage – Vice President

ADMINISTRATION REPORTS

Mayor Devanney
Liza Viana

XII. EXECUTIVE SESSION

XIII. ADJOURNMENT

Angela Lazzari, Township Clerk

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

ORDINANCE NO. 2026-18

BOND ORDINANCE PROVIDING FOR VARIOUS SEWER
IMPROVEMENTS IN AND BY THE TOWNSHIP OF
BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW
JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS
OR NOTES OF THE TOWNSHIP TO FINANCE PART OF
THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY (not less than two-
thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Berkeley Heights, in the County of Union, New Jersey (the "Township"), as general improvements. For the improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,505,000, and further including the aggregate sum of \$106,000 as the several down payments for the improvements or purposes described in Section 3(a) and Section 3(c) required by the Local Bond Law. Pursuant to N.J.S.A. 40A:2-11(c), no down payment is provided for the cost of the improvement or purpose described in Section 3(b) since the project is being funded by the New Jersey Infrastructure Bank. The several down

payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,399,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Hampton Drive Force Main project, including all work and materials necessary therefor and incidental thereto.	\$2,000,000	\$1,900,000	40 years
b) Design expenses for switchgear equipment upgrade and electrical transfer, including all related costs and expenditures incidental thereto.	\$390,000	\$390,000	30 years

c) Condition assessment of Hampton Drive and Twin Falls pump stations, including all related costs and expenditures incidental thereto.	<u>\$115,000</u>	<u>\$109,000</u>	30 years
<u>Total:</u>	<u>\$2,505,000</u>	<u>\$2,399,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment, as applicable, for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing

body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 37.91 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local

Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$2,399,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$800,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby makes the following covenants and declarations with respect to obligations determined to be issued by the chief financial officer on a tax-exempt basis. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The chief financial officer is hereby authorized to act on behalf of the Township to deem the obligations authorized herein as bank-qualified for the purposes of Section 265 of the Code, when appropriate. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Introduction						Councilperson	Final Adoption					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
		X				John Foster						
		X				Margaret Illis						
		X				Bill Machado						
X		X				Alvaro Medeiros						
		X				Andrew Moran						
	X	X				Susan Poage						
Introduced:					I hereby certify the above ordinance was adopted by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey on the aforementioned date.							
July 21, 2026												
Final Adoption:												
August 11, 2026												
_____ Angela Lazzari, Township Clerk												

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

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Berkeley Heights, in the County of Union, State of New Jersey, on **July 21, 2026**. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Township Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ, on **August 11, 2026** at **6:30 p.m.** During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purposes:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Hampton Drive Force Main project, including all work and materials necessary therefor and incidental thereto.	\$2,000,000	\$1,900,000	40 years
b) Design expenses for switchgear equipment upgrade and electrical transfer, including all related costs and expenditures incidental thereto.	\$390,000	\$390,000	30 years
c) Condition assessment of Hampton Drive and Twin Falls pump stations, including all related costs and expenditures incidental thereto.	<u>\$115,000</u>	<u>\$109,000</u>	30 years

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

<u>Total:</u>		<u>\$2,505,000</u>		<u>\$2,399,000</u>	
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Appropriation: \$2,505,000

Bonds/Notes Authorized: \$2,399,000

Grant Appropriated: N/A

Section 20 Costs: \$800,000

Useful Life: 37.91 years

Angela Lazzari, Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

The date of first posting of this Notice is July 22, 2026.

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

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of Berkeley Heights, in the County of Union, State of New Jersey on **August 11, 2026** and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE COUNTY OF UNION, NEW JERSEY, APPROPRIATING \$2,505,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,399,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purposes:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Hampton Drive Force Main project, including all work and materials necessary therefor and incidental thereto.	\$2,000,000	\$1,900,000	40 years
b) Design expenses for switchgear equipment upgrade and electrical transfer, including all related costs and expenditures incidental thereto.	\$390,000	\$390,000	30 years
c) Condition assessment of Hampton Drive and Twin Falls pump stations, including all related costs and expenditures incidental thereto.	<u>\$115,000</u>	<u>\$109,000</u>	30 years
<u>Total:</u>	<u>\$2,505,000</u>	<u>\$2,399,000</u>	

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

Appropriation: \$2,505,000

Bonds/Notes Authorized: \$2,399,000

Grant Appropriated: N/A

Section 20 Costs: \$800,000

Useful Life: 37.91 years

Angela Lazzari, Clerk

The date of first posting of this Notice is August 12, 2026.

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

ORDINANCE 2026-19

**AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY, NEW JERSEY
AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO ADD THE POSITION OF
DEPUTY CHIEF AND TO AUTHORIZE ONE ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL
PATROL OFFICERS IN THE BERKELEY HEIGHTS POLICE DEPARTMENT**

WHEREAS, Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code for the Township of Berkeley Heights ("Code") establishes within the Department of Public Safety a Division of Police, known as the Township of Berkeley Heights Police Department ("Department"); and

WHEREAS, pursuant to subsection 2.100.010 of the Code, the department shall consist of the following positions: one chief of police, one captain, and not to exceed; two lieutenants, seven sergeants, seventeen patrol officers, and such civilian personnel as the township council may determine necessary for the effective function of the police division; and

WHEREAS, the Mayor and Council wish to add the position of deputy chief, increase the allowable number of lieutenants from two to three, include special law information officers, and increase the allowable number of patrol officers from seventeen to twenty-one;

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

SECTION I. Section 2.100.010, "Establishment." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.010 Establishment.

There is created in the Department of Public Safety as an executive and enforcement function of the township, pursuant to N.J.S.A. 40A:14-118, a division of police ("police division"), which shall consist of the following positions: one chief of police, **one deputy chief**, one captain, and not to exceed; ~~two~~ **three** lieutenants, seven sergeants, ~~seventeen~~ **twenty-one** ~~(17)~~ **(21)** patrol officers, and such civilian personnel **and special law informant officers** as the township council may determine necessary for the effective function of the police division.

SECTION II. Section 2.100.030, "Line of authority." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.030 Line of authority.

The following shall constitute the line of authority relating to the police function as required by N.J.S.A. 40A:14-118:

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

ORDINANCE 2026-19

- A. Chief of Police. The chief of police shall possess those powers and duties set forth at N.J.S.A. 40A:14-118, and shall be the head of the police division and directly responsible to the mayor for the efficiency and routine day-to-day operations thereof. The chief of police shall receive such salary as established by the salary ordinance. The chief of police shall, pursuant to policies established by the mayor:
1. Administer and enforce rules and regulations and special emergency directives for the disposition and discipline of the police division and its officers and personnel;
 2. Have, exercise and discharge the functions, powers and duties of the police division;
 3. Prescribe the duties and assignments of all subordinates and other personnel;
 4. Delegate such of his or her authority as he or she may deem necessary for the efficient operation of the police division to be exercised under his or her direction and supervision; and
 5. Report at least monthly to the mayor in such form as shall be prescribed by the appropriate authority on the operation of the police division during the preceding month, and make such other reports as may be requested by the mayor.

It is the duty of the chief of police to cause public peace to be preserved and to see that all laws, ordinances, written orders, resolutions and policies of the township council pertaining to the police division are properly complied with. He or she shall faithfully and properly obey and cause all personnel under him or her to obey all rules, regulations, resolutions, orders and policy directives which may from time to time be prescribed by the mayor and township council.

The chief of police shall be available twenty-four (24) hours per day, seven days per week to respond to police emergencies (except when out-side the state of New Jersey on vacation or other authorized occasions). The chief of police shall also be expected to interact with local citizens, taxpayers, the local school district, community organizations or groups, senior citizen organizations, neighborhood groups; to develop a cooperative relationship between the township and commercial operations within the township which have unique or special security needs and to otherwise develop and foster a positive image of the township and police division within the township.

The chief of police shall be entitled to such salary, benefits and emoluments as the township council may determine by further ordinance or resolution.

- B. **The Deputy Chief shall serve as the second-in-command of the Police Department and shall assist the Chief of Police in the administration, operation, and supervision of the Department. The Deputy Chief shall assist in the planning, direction, and coordination of all departmental operations and services; supervise personnel,**

TOWNSHIP OF BERKELEY HEIGHTS
UNION COUNTY, NEW JERSEY

ORDINANCE 2026-19

divisions, and special assignments as directed by the Chief of Police. In the absence, or at the direction of the Chief of Police, the Deputy Chief shall act on behalf of the Chief and shall exercise all powers and duties of the Chief of Police.

- C. Captain of Police. Immediately subordinate to the ~~chief of police~~ **Deputy Chief** in the line of authority is the captain of police, who shall assist the chief and/or deputy chief in the administration of the police division and who shall perform such duties and responsibilities as may be assigned by the chief or as may be set forth in police division rules and regulations or otherwise imposed by law. ~~In the absence of the chief of police, the senior ranking captain shall perform the duties and possess the powers of the chief.~~
- D. Lieutenant of Police. Immediately subordinate to the captain of police in the line of authority is the lieutenant of police, who shall perform such duties and responsibilities as may be assigned through the chain of command by the chief of police, **the deputy chief**, or the captain of police or as may be set forth in police division rules and regulations or otherwise imposed by law.
- E. Sergeant of Police. Immediately subordinate to the lieutenant of police in the line of authority is the sergeant of police, who shall perform such duties and responsibilities as may be assigned through the chain of command by the chief of police, **the deputy chief**, the captain of police, the lieutenant of police, or as may be set forth in police division rules and regulations or otherwise imposed by law.
- F. Patrol Officer. Immediately subordinate to the sergeant of police in the line of authority is the position of patrol officer, who shall perform such duties and responsibilities as may be assigned through the chain of command by the chief of police, **the deputy chief**, the captain of police, the lieutenant of police, the sergeant of police, or as may be set forth in police division rules and regulations or otherwise imposed by law.

SECTION III. Section 2.100.040, "Qualifications for appointment." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.040 Qualifications for appointment.

To be eligible for appointment to the police division, an applicant must be a citizen of the United States of America and a resident of the state of New Jersey, must be of good moral character, never be convicted of a crime or offense involving moral turpitude, and meet all other tests and qualifications established by N.J.S.A. 40A:14-122, et seq., this chapter and the rules and regulations of the police division. All such applicants must be in good health, sound in body and mind and certified by the police physician to be physically capable of performing the duties required of a police officer. All applicants must meet the statutory age

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

ORDINANCE 2026-19

requirements. No applicant shall be eligible for appointment to the police division unless he or she has earned a bachelor's or higher degree awarded by a bachelor's degree-granting college or university. **Notwithstanding the preceding, a**An applicant who has earned 1) an associate's degree awarded by an associate's degree granting college or university or has completed sixty (60) credits awarded by a bachelor's degree-granting college or university and 2) has successfully completed or is enrolled in the Police Training Commission Alternate Route Program and has, or will be receiving certification therefrom, shall be eligible for appointment. A degree or concentration in criminal justice is preferred. Qualified veterans, as defined by the New Jersey Department of Military and Veterans Affairs, who have not earned a bachelor's or higher degree awarded by a bachelor's degree-granting college or university, can substitute a combination of two years of full-time, active military service and an associate's degree awarded by a degree-granting college or university to satisfy the education requirement. The Chief of Police may waive the education requirement for qualified veterans as defined herein, and applicants certified by the Police Training Commission, **or an applicant who meets the minimum educational requirements established by the New Jersey Police Training Commission for participation in the Alternate Route Program.**

All such appointments shall be made pursuant to applicable laws of the state of New Jersey, including N.J.S.A. 40A:14-122 through 127.

All appointments to the police division shall be made by executive order of the mayor. Each such employee shall receive such salary, benefits and emoluments as may be provided by collective bargaining agreement, ordinance or resolution of the township council.

SECTION IV. Section 2.100.050, "Basis and manner of appointment." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.050 Basis and manner of appointment.

- A. Exception for the appointments to chief of police, individuals will initially be appointed to the police division upon the basis of the results of the following competitive examinations process:
1. A written examination administered by the New Jersey State Association of Chiefs of Police. Applicants must achieve a minimum score of eighty (80) to proceed to the second phase of the testing process.
 2. A physical fitness test, designed, administered and scored by the Berkeley Heights Police Department. Applicants will be scored based on standards/scoring set prior to the taking of the test and must achieve a minimum of eighty (80).
 3. An oral examination administered by the New Jersey State Association of Chiefs of Police. Applicants must achieve a minimum score of eighty (80) to proceed to the next phase of the testing process.

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

ORDINANCE 2026-19

4. Upon completion of the three phases of testing the applicant's scores are averaged to obtain a final score. An eligibility list will be established based on the applicant's final score. The eligibility list will remain in effect for three years from the date of the last oral examination.
 5. When an opening becomes available, the applicant who is first on the eligibility list will have a background investigation completed by a member of the Investigations Division. ~~Upon completion of the background investigation completed by a member of the Investigations Division.~~ Upon completion of the background investigation and recommendation by the investigator, the applicant, **upon approval of the Mayor, who in his or her discretion, will determine whether to make an appointment and whether current staffing and budget levels will allow for such appointment,** will be **given a conditional offer of employment and** sent for a psychological examination.
 6. Upon successful completion of the psychological examination and recommendation for the examining psychologist the applicant will proceed to the medical examination.
 7. Upon successful completion of the medical examination conducted by the police physician and recommendation from the police physician, the chief of police will recommend the applicant for appointment by the mayor.
 8. **Following successful completion of the psychological and medical examination,** ~~t~~The mayor, shall appoint the candidate (which shall be done by Executive Order), consistent with the Faulkner Act ~~in his or her discretion, will determine whether to make such appointment (which shall be done by Executive Order), consistent with the Faulkner Act and current staffing and budget levels..~~
- B. The mayor may appoint, without examination, upon recommendation by the Chief of Police, an applicant who satisfies the qualifications for appointment as set forth above. The applicant selected shall meet all other requirements for appointment, shall be required to successfully complete the following:
1. A physical fitness test, designed, administered and scored as set forth above. Applicants must achieve a minimum score of eighty (80) to proceed to the next phase of testing process.
 2. A background investigation completed by a member of the Investigations Division. Upon completion of the background investigation and recommendation by the investigator, the applicant will be **given a conditional offer of employment and** sent for a psychological examination.
 3. Upon successful completion of the psychological examination and recommendation from the examining psychologist, the applicant will proceed to the medical examination.

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

ORDINANCE 2026-19

4. Upon successful completion of the medical examination conducted by the police physician and recommendation from the police physician, the applicant will be recommended for appointment by the chief of police.

An application fee will be required for participation in the testing process. The amount of the application fee will be set by resolution of the township council based on the recommendation of the chief of police.

- C. Appointments of the chief of police shall be made by the mayor, with the advise and consent of the township council, consistent with the Faulkner Act, to a qualified individual in accordance with New Jersey law.

SECTION V. Section 2.100.070, "Police trainees." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.070 Police trainees.

The position of police trainee is established in the Berkeley Heights police division. Upon original appointment as prospective officers, with the requirement that they attend and successfully complete a police academy certified by the New Jersey State Training Commission, a police trainee will receive a salary of "~~probationary patrolman~~ **trainee academy pay**" as established by the ~~current salary ordinance~~ **collective negotiations agreement**. Upon graduation and **following successful completion of the one year working test period measured from the date the trainee may begin work as a police officer** ~~one year from the date of appointment~~, the probationary period will cease and, upon recommendation of the chief of police, a police trainee will be appointed as a permanent patrol officer.

SECTION VI. Section 2.100.090, "Promotion to lieutenant/captain." of Chapter 2.100, "POLICE DIVISION," of Title 2, "ADMINISTRATION AND PERSONNEL," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

2.100.090 Promotion to lieutenant/captain/deputy chief.

All promotions to the positions of lieutenant ~~and~~, captain, **and deputy chief** within the police division shall be made by executive order of the mayor, upon the recommendation of the chief of police. All such promotions shall be to qualified members of the police division subject to the provisions of any collective **negotiations** ~~bargaining~~ agreement, ordinance or resolution of the township council, and applicable New Jersey law, specifically N.J.S.A. 40A:14-122.6; N.J.S.A. 40A:14-129; and N.J.S.A. 40A:14-130.

SECTION VII. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

ORDINANCE 2026-19

SECTION IX. This Ordinance shall take effect after passage and publication in the manner provided by law.

Introduction						Councilperson	Final Adoption					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
X		X				John Foster						
		X				Margaret Illis						
		X				Bill Machado						
	X	X				Alvaro Medeiros						
		X				Andrew Moran						
		X				Susan Poage						
Introduced: July 21, 2026				I hereby certify the above ordinance was adopted by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey on the aforementioned date.								
Final Adoption: August 11, 2026												
				_____ Angela Lazzari, Township Clerk								

TOWNSHIP OF BERKELEY HEIGHTS

**NOTICE OF INTRODUCTION
ORDINANCE 2026-19**

PUBLIC NOTICE is hereby given that the Ordinance entitled

**AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY,
NEW JERSEY AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS
TO ADD THE POSITION OF DEPUTY CHIEF AND TO AUTHORIZE ONE
ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL PATROL OFFICERS IN THE
BERKELEY HEIGHTS POLICE DEPARTMENT**

was introduced and passed on First Reading at the Regular Meeting of the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, held on July 21, 2026 at 6:30 p.m. The within Ordinance will be further considered for Final Passage, after public hearing thereon, at the Regular Meeting of the Township Council to be held in the Council Chamber at the Berkeley Heights Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ, on August 11, 2026 at 6:30 p.m., or as soon thereafter, as said matter can be reached. At which time and place, all persons who are interested therein will be given an opportunity to be heard and ask questions concerning the same.

During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available at no cost in the Municipal Clerk's office in said Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ 07974, and to the members of the general public who shall request the same.

**Angela Lazzari
Township Clerk**

TOWNSHIP OF BERKELEY HEIGHTS

NOTICE OF FINAL ADOPTION

ORDINANCE 2026-19

**AN ORDINANCE OF THE TOWNSHIP OF BERKELEY HEIGHTS IN UNION COUNTY, NEW JERSEY
AMENDING THE CODE OF THE TOWNSHIP OF BERKELEY HEIGHTS TO ADD THE POSITION OF
DEPUTY CHIEF AND TO AUTHORIZE ONE ADDITIONAL LIEUTENANT AND FOUR ADDITIONAL
PATROL OFFICERS IN THE BERKELEY HEIGHTS POLICE DEPARTMENT**

I, Angela Lazzari, Township Clerk of the Township of Berkeley Heights, County of Union, State of New Jersey, hereby certify that the above titled Ordinance was adopted on Final Passage by the Township Council of the Township of Berkeley Heights at its meeting held on August 11, 2026.

**Angela Lazzari, RMC
Township Clerk**

**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 **8/11/2026**, in the amount of **\$1,733,566.60** 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 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**A RESOLUTION AMENDING THE ADOPTED BUDGET FOR ADDITIONAL ITEM OF REVENUE
AND OFFSETTING APPROPRIATION UNION COUNTY 250th SPECIAL PROJECT GRANT**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, that the Township of Berkeley Heights hereby requests the Director of the Division of Local Government Services to approve the insertion of items of revenue in the budget for the year 2026 in the sum \$1,000.00 of which items are now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the
Director of the Division of Local Government Services: State and Federal
Revenues Off-set with Appropriations:

Union County 250th Special Project Grant

BE IT FURTHER RESOLVED, that a like sum of \$1,000.00 is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS
State and Federal Programs Off-Set by Revenues

Union County 250th Special Project Grant

BE IT FURTHER RESOLVED, that the Chief Financial Officer shall file an electronic copy of this resolution with the Division of Local Government Services for approval.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, a request was made requesting permission from the Township Council to hold a neighborhood block party on Holly Glen Lane South, on Saturday, September 19, 2026, from 12:00 – 7:00 p.m., with a rain date of September 20th from 12:00 – 7:00 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, September 19, 2026, with a rain date of September 20th.

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

Approved this 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, a request was made requesting permission from the Township Council to hold a neighborhood block party on Rutgers Avenue, between Hamilton Avenue and Oakland Street, on Saturday, September 26, 2026, from 1:00 – 8:00 p.m., with a rain date of September 27th from 1:00 – 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 Rutgers Avenue, on Saturday, September 26, 2026, with a rain date of September 27th.

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

Approved this 11th day of August, 2026.

ATTEST:

**Angela Lazzari, RMC
Township Clerk**

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

RESOLUTION AMENDING RESOLUTION 2025-270 WHICH AWARDED A PROFESSIONAL SERVICES AGREEMENT TO HARBOR CONSULTANTS INC. FOR PROFESSIONAL ENGINEERING, SURVEYING AND PLANNING SERVICES FOR THE COLUMBIA MIDDLE SCHOOL LOWER FIELDS PROJECT

WHEREAS, on September 16, 2025, the Township of Berkeley Heights adopted Resolution 2025-270, awarding a professional services agreement to Harbor Consultants Inc. for professional engineering services, including land surveying, environmental investigation and conceptual engineering design, for the Columbia Middle School Lower Fields project; and

WHEREAS, the Township wishes to amend Resolution 2025-270 to reflect a reduction of \$14,460.00 in the contract amount, bringing the amended total amount to \$18,000.00.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that:

1. All of the above recitals are incorporated herein as if fully set forth at length.
2. The Township Council hereby authorizes the amending of the contract with Harbor Consultants Inc. for professional engineering services, including land surveying, environmental investigation and conceptual engineering design, for the Columbia Middle School Lower Fields project at a total cost not to exceed \$18,000.00.
3. The Township Clerk is authorized to respectively execute, and attest to, all documents necessary to effectuate said agreement.
4. The Township Clerk shall publish a notice of this action pursuant to law.
5. This Resolution shall take effect immediately.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

RESOLUTION AMENDING RESOLUTION 2025-376 WHICH AUTHORIZED A PROFESSIONAL SERVICES CONTRACT TO HARBOR CONSULTANTS INC. FOR FINAL ENGINEERING DESIGN & CONSTRUCTION DOCUMENTS FOR THE SPORT COMPLEX AT LOWER COLUMBIA PARK

WHEREAS, on December 16, 2025, the Township of Berkeley Heights adopted Resolution 2025-376, authorizing a professional services contract to Harbor Consultants Inc. for professional engineering services, including Final Engineering Design & Construction Documents for the bidding of the Sport Complex at Lower Columbia Park project, in an amount not to exceed \$111,000.00; and

WHEREAS, the Chief Finance Officer would like to amend the account allocations identified in the original certification of funds.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that the Chief Finance Officer has provided an amended Certification of Funds; certifying that sufficient uncommitted funds are available as follows:

Account Number	Amount	Description
G-02-28-370-325	\$ 23,000.00	Recreational Improvements 2025
G-02-28-370-600	\$ 53,000.00	Local Area Improvement – Lower Columbia
G-02-28-370-124	\$ 35,000.00	Kids Recreation Grant – 2024
TOTAL:	\$ 111,000.00	

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**A RESOLUTION OF THE TOWNSHIP OF BERKELEY HEIGHTS ADOPTING THE UNION COUNTY
MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN**

WHEREAS, the Governing Body of the Township of Berkeley Heights recognizes the threat that natural hazards pose to people and property within Berkeley Heights; and

WHEREAS, the County of Union has prepared a multi-hazard mitigation plan, hereby known as Union County Multi-Jurisdictional Hazard Mitigation Plan 2026, in accordance with federal and state laws, including the Robert T. Stafford Disaster Relief and Emergency Assistance Act, as amended; the National Flood Insurance Act of 1968, as amended; and the National Dam Safety Program Act, as amended; and New Jersey P.L. 2023, CHAPTER 313 approved January 16, 2024.

WHEREAS, the Union County Multi-Jurisdictional Hazard Mitigation Plan 2026, identifies current and future natural hazard risks, and assesses the vulnerability of facilities, infrastructure, and populations, and defines mitigation goals and actions to reduce or eliminate long term risk to people and property in Berkeley Heights from the impacts of future natural hazards and disasters; and

WHEREAS, adoption by the Township Council demonstrates its commitment to hazard mitigation and achieving the goals outlined in the Union County Multi-Jurisdictional Hazard Mitigation Plan 2026.

NOW, THEREFORE, BE IT RESOLVED by the Township of Berkeley Heights, County of Union, State of New Jersey that:

Section 1. The Township Council of the Township of Berkeley Heights hereby adopts the Union County Multi-Jurisdictional Hazard Mitigation Plan 2026. While content related to the Township of Berkeley Heights may require revisions to meet the plan approval requirements, changes occurring after adoption will not require the Township of Berkeley Heights to re-adopt any further iterations of the plan. Subsequent plan updates following the approval period for this plan will require separate adoption resolutions.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, there appears on the tax records overpayment as shown below and the Collector of Taxes recommends the refund of such overpayment.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Berkeley Heights, after proper notation on the tax account records by the Tax Collector, that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayment as shown below:

- | | | |
|----------------|----------------------|-------------------------------|
| REASON: | 1. Incorrect Payment | 6. Tax Appeal County Board |
| | 2. Duplicate Payment | 7. Tax Appeal State Tax Court |
| | 3. Senior Citizen | 8. 100% Disabled Veteran |
| | 4. Veteran Deduction | 9. Replacement Check |
| | 5. Homestead Rebate | 10. Reduced Assessment |
| | | 11. Other |

Block/Lot	Property Address	Refund To	Refund Amount	Year	Reason
301.19/6/CONDO	1 PARK EDGE	Burkhardt Irrevocable Trust	500.00	2026	11

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

RESOLUTION AWARDING A PROFESSIONAL SERVICES CONTRACT TO PAULUS, SOKOLOWSKI AND SARTOR, LLC (PS&S) FOR PROFESSIONAL ENGINEERING SERVICES FOR A CONDITION ASSESSMENT OF THE HAMPTON DRIVE AND TWIN FALLS PUMP STATIONS AND A HYDRAULIC CAPACITY EVALUATION OF THE DIAMOND HILL PUMP STATION

WHEREAS, the Township of Berkeley Heights is in need of contracting for professional engineering services for the condition assessment evaluation of the Hampton Drive and Twin Falls Pump Stations and hydraulic capacity evaluation for the Diamond Hill Pump Station; 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 7, 2026, Paulus, Sokolowski, and Sartor, LLC (PS&S) 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, Paulus, Sokolowski, and Sartor, LLC (PS&S) has provided proposal dated February 11, 2026, to provide professional engineering services for the condition assessment evaluation of the Hampton Drive and Twin Falls Pump Stations and hydraulic capacity evaluation for the Diamond Hill Pump Station.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Berkeley Heights, County of Union, State of New Jersey that the Mayor is hereby authorized to execute to an agreement with Paulus, Sokolowski, and Sartor, LLC (PS&S) for professional engineering services for the condition assessment evaluation of the Hampton Drive and Twin Falls Pump Stations and hydraulic capacity evaluation for the Diamond Hill Pump Station, at a fee not to exceed **\$114,200.00**, pursuant to their proposal dated February 11, 2026.

BE IT FURTHER RESOLVED, that 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 Contracts Law and pursuant to 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, et seq.

BE IT FURTHER RESOLVED, that the Chief Finance Officer of the Township of Berkeley Heights has certified that sufficient uncommitted funds will be available subject to the approval of Ordinance 2026-18 in an amount not to exceed **\$114,200.00**.

BE IT FURTHER RESOLVED, that the adoption of this Resolution is contingent upon and goes into effect upon the adoption of Ordinance 2026-18. Should Ordinance 2026-18 not be adopted, this Resolution is void.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

WHEREAS, after the proper advertisement of same, pursuant to the Local Public Contracts Laws, N.J.S.A. 40A:11-1 et seq., the Township of Berkeley Heights received sealed bids on August 4, 2026, for the **Improvements to Emerson Lane** project; and

WHEREAS, the Township Engineer, Neglia Group, has provided summary of the bid results and has recommended that the lowest responsible bid be awarded to **Portofino Builders, LLC**, 69 Irwin Street, Springfield, NJ ("Portofino Builders "); and

WHEREAS, the Township Council has determined that it is in the best interest to accept the bid proposal and execute a contract for the **Improvements to Emerson Lane** project, with the lowest responsible bidder, **Portofino Builders, LLC**, in an amount not to exceed **\$555,555.55** for Base Bid; and

WHEREAS, the public advertisement, the receipt of public bids and the award of the contract to the lowest responsible bidder, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., for the **Improvements to Emerson Lane** project, constitutes a Fair and Open Process pursuant to the Local Pay to Play Law, N.J.S.A. 19:44A:20.5, et seq.

NOW, THEREFORE, BE IT RESOLVED by the Township of Berkeley Heights, County of Union, New Jersey, that:

1. The appropriate municipal officials are hereby authorized to accept the bid submitted and execute a contract with the lowest responsible bidder, **Portofino Builders, LLC**, for the **Improvements to Emerson Lane** project in the amount not to exceed **\$555,555.55** for Base Bid.
2. The Township Clerk shall advertise the award of this contract in accordance with law.
3. The Chief Finance Officer for the Township of Berkeley Heights has certified that sufficient uncommitted funds are available as follows:

Account Number	Amount	Description
C-04-24-011-204	\$ 82,488.50	Ord 11-24 - Deerpath Lane
C-04-24-011-205	\$ 250,267.05	Ord 11-24 Crest Drive
G-02-20-165-525	\$ 222,800.00	NJDOT Municipal Aid 2025 - Emerson Lane
TOTAL:	\$ 555,555.55	

4. This resolution shall take effect upon publication and pursuant to law.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**RESOLUTION OF THE TOWNSHIP OF BERKELEY HEIGHTS, IN THE
COUNTY OF UNION, NEW JERSEY, AUTHORIZING CHANGES TO
THE SCOPE OF THE MUNICIPAL COMPLEX REDEVELOPMENT
PROJECT**

WHEREAS, on April 22, 2014, the Township Council of the Township of Berkeley Heights (the "**Township Council**") designated Block 608, Lots 1 and 4, and Block 504, Lots 5 and 6, as shown on the Tax Maps of the Township, including that portion of the Columbus Avenue right-of-way extending from the western limit of Block 504, Lot 6 to the New Jersey Transit property line to the north, and that portion of the Berkeley Avenue right-of-way extending from the New Jersey Transit boundary line to the north to the Park Avenue right-of-way to the south, all within the Township of Berkeley Heights (the "**Redevelopment Area**"), as a non-condemnation area in need of redevelopment in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "**Redevelopment Law**"); and

WHEREAS, on June 14, 2016 via the adoption of Ordinance 10-2016, the Township Council duly adopted a redevelopment plan for the Redevelopment Area entitled, "Municipal Complex Redevelopment Plan for the Township of Berkeley Heights", dated May 19, 2016 (as the same may be amended and supplemented from time to time, the "**Redevelopment Plan**"); and

WHEREAS, on December 29, 2017, the Township issued a request for proposals (as supplemented from time to time, the "**Original RFP**") seeking a redeveloper of the Redevelopment Area; and

WHEREAS, on February 23, 2018, the Township received responses to the Original RFP from Epic Management, Inc. and Torcon Inc. (each a "**Respondent**" and together, the "**Respondents**"); and

WHEREAS, on March 20, 2018, the Township issued to the Respondents a short list request for proposals (the "**Short List RFP**" and, together with the Original RFP, the "**RFP**"); and

WHEREAS, the Respondents submitted responses to the Short List RFP to the Township on April 13, 2018; and

WHEREAS, the Township evaluated the responses provided by the Respondents based on designated criteria in the RFP, including but not limited to, (i) compliance with the terms of the RFP, (ii) total costs to construct the project contemplated by the Redevelopment Plan (the "**Redevelopment Project**"), including allowances, assurances and exceptions, (iii) respondent experience and qualifications constructing projects similar to the Redevelopment Project, (iv) quality of value engineering recommendations, and (v) strategy for completing the design and construction of the Redevelopment Project; and

WHEREAS, based upon the Township's evaluation, and pursuant to Resolution 154-2018 adopted by the Township on June 26, 2018 (the "**Conditional Designation Resolution**"),

the Township conditionally designated Epic Management, Inc., located at 136 Eleventh Street, Piscataway, New Jersey 08854, or an affiliated entity (the "**Redeveloper**"), as the "redeveloper" (as defined in the Redevelopment Law) of the Redevelopment Area, subject to the negotiation, approval by the Township and execution of a redevelopment agreement between the Township and Redeveloper; and

WHEREAS, on July 10, 2018, the Township adopted Resolution 160-2018, designating the Redeveloper as "redeveloper" of the Redevelopment Area and approving the form and authorizing the execution of a redevelopment agreement with the Redeveloper; and

WHEREAS, the Township and Redeveloper entered into a Redevelopment Agreement dated as of July 11, 2018 (as amended and supplemented from time to time, the "**Redevelopment Agreement**"), which Redevelopment Agreement specifies the rights and responsibilities of the Township, designates the Redeveloper as redeveloper of the Redevelopment Area as to the Redevelopment Project and specifies the rights and responsibilities of the Redeveloper with respect to the Redevelopment Project; and

WHEREAS, pursuant to the Redevelopment Agreement, the Guaranteed Maximum Price (as defined in the Redevelopment Agreement) of the Redevelopment Project is \$26,828,574 (the "**Redevelopment Project GMP**"); and

WHEREAS, by resolution adopted on December 4, 2018, the Township approved certain changes to the Redevelopment Project, including (i) to reduce the Redevelopment Project GMP by \$949,938.50 as described in Change Order Number 001 dated as of November 30, 2018, and (ii) to increase the Redevelopment Project GMP by the aggregate amount of \$495,469.37 as described in Change Order Number 002 dated as of November 30, 2018 (in the amount of \$484,991.87) and Change Order Number 003 dated as of November 30, 2018 (in the amount of \$10,477.50), such changes in the aggregate reducing the Redevelopment Project GMP by \$454,469.13, to \$26,374,104.87; and

WHEREAS, by resolution adopted on May 29, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 004, dated as of May 29, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$133,590.85, to \$26,507,695.72; and

WHEREAS, by resolution adopted on June 25, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 005, dated as of June 25, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$194,049.81 to \$26,701,745.53; and

WHEREAS, by resolution adopted on July 9, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 006, dated as of July 5, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$135,852.64 to \$26,837,598.17; and

WHEREAS, by resolution adopted on July 9, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 007 dated as of

August 20, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$43,094.82 to \$26,880,692.99; and

WHEREAS, by resolution adopted on November 18, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 008 dated as of November 18, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$19,557.79 to \$26,900,250.78; and

WHEREAS, by resolution adopted on December 17, 2019, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 009 dated as of December 17, 2019, such changes in the aggregate increased the Redevelopment Project GMP by \$44,620.15 to \$26,944,870.93; and

WHEREAS, by resolution adopted on March 24, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 010 dated as of March 24, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$3,073.22 to \$26,947,944.15; and

WHEREAS, by resolution adopted on April 14, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 011 dated as of April 14, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$325,380.99 to \$27,273,325.14; and

WHEREAS, by resolution adopted on May 12, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 012 dated as of May 12, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$262,322.08 to \$27,535,647.22; and

WHEREAS, by resolution adopted on August 18, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 013 dated as of August 18, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$162,399.71 to \$27,698,046.93; and

WHEREAS, by resolution adopted on October 6, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 014 dated as of October 6, 2020, such changes in the aggregate increased the Redevelopment Project GMP by \$87,520.56 to \$27,785,567.49; and

WHEREAS, by resolution adopted on December 16, 2020, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 015 dated as of December 22, 2020 such changes in the aggregate increased the Redevelopment Project GMP by \$137,901.48 to \$27,923,468.97; and

WHEREAS, by resolution adopted on April 20, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 016 dated as of April 20, 2021 such changes in the aggregate increased the Redevelopment Project GMP by \$216,627.48 to \$28,140,096.45; and

WHEREAS, by resolution adopted on June 15, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 017 dated as of June 15, 2021 such changes in the aggregate reduced the Redevelopment Project GMP by \$24,700.92 to \$28,115,395.53; and

WHEREAS, by resolution adopted on October 5, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 018 dated as of October 5, 2021 such changes in the aggregate net increased the Redevelopment Project GMP by \$108,350.37 to \$28,223,745.90; and

WHEREAS, by resolution adopted on November 23, 2021, the Township approved certain changes to the Redevelopment Project as described in Change Order Number 019 dated as of October 5, 2021 such changes in the aggregate net increased the Redevelopment Project GMP by \$204,702.04 to 28,428,447.94 (together with any subsequently approved Change Orders amending the scope of work under the Redevelopment Agreement, the "**Amended Redevelopment Project GMP**"); and

WHEREAS, the Township desires to approve certain changes to the Redevelopment Project to net increase the scope of work under the Redevelopment Agreement as described in Change Order Number 200 dated as of June 9, 2026 and attached hereto as **Exhibit A** ("**Change Order 200**"), and to net increase the Amended Redevelopment Project GMP by \$147,303.90 to provide for the Township's undertaking of such work.

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

Section 1. The foregoing recitals are hereby incorporated by reference as if fully set forth herein.

Section 2. Change Order 200 is hereby approved, and the Mayor and Business Administrator of the Township, along with the Township's construction manager, architect, site civil engineer are each hereby authorized and directed, as applicable, to execute Change Order 200 in the form attached hereto as **Exhibit A**, with such changes, omissions or amendments as the Mayor deems appropriate in consultation with the Township's architect, construction manager and other Township professionals, and to deliver same to the other parties thereto.

Section 3. This resolution shall take effect immediately.

Approved this 11th of August, 2026.

Attest:

Angela Lazzari
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

CHIEF FINANCIAL OFFICER CERTIFICATION

I certify there are sufficient legally appropriated funds for the amount of this Change Order in Account #C9-00028, and that these funds have not been certified as available for another pending contract.

DIANE SHERRY
CHIEF FINANCIAL OFFICER

DATE

No. 2026-

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

RESOLUTION

Exhibit A

Form of Change Order 200



Attn:	Matt Jessup, Esq. - MS&G			9-Jun-26
			Epic Job No:	10-18010
Proposed Change Order				
Berkeley Heights Municipal Complex				
Epic Ref. No.	PCO # 200 Replacement Coping Stone with new Profile			
Description:	Please find attached PCO that is being submitted for furnishing new coping stone material which are to be fabricated to have the new coping stone profile that was received from the Cannon Group on 06-02-26. The "base" coping stone pricing is limited to the gable parapet walls which are highlighted in Red on the attached 06-08-26 marked up roof plan. The "Add Option" coping stone pricing is limited to the front yankee gutter parapets which are highlighted in Blue on the attached 06-08-26 marked up roof plan. All labor, scaffolding/hoisting, equipment, and supplemental materials (i.e. flashings, mortar, caulking, etc...) costs associated with this work are considered an extra to Epic however such work is part of the "Repair Specifications" therefore submission of these costs will be submitted at a later date. All work is to be completed during normal working hours. Refer to the attached subcontractor backup for further information and qualifications regarding these changes. This work and payment of such work is not part of the "Repair Specification Settlement Agreement" therefore payment of the 25% deposit and monthly progress payments for this work shall be made by Berkeley Heights. The pricing is limited to the work that is detailed by the attached subcontractor quote(s). Pricing is based on currently known site conditions & subject to change should we encounter unknown conditions. Notwithstanding anything contained herein to the contrary, Epic Management hereby specifically reserves all rights to file a claim to recover costs associated with this submitted CRP as well as any costs incurred in connection with all delays, acceleration or interference events which have or can potentially impact our performance on the Project.			
	Item 1-B - Gladstone Masonry & Stoneworks Inc base bid proposal for new coping stones at the gable parapets			
	Item 1-AO - Gladstone Masonry & Stoneworks Inc. add option cost for new coping stones at front yankee gutters.			
BASE				
Item #	Subcontractor	Proposal / Invoice No.		
1-B	Gladstone Masonry & Stoneworks, Inc.	06082026-01		
	Indiana Limestone at Gable Parapets			\$ 107,000.00
	Engineering for Anchors			\$ 8,500.00
		Subcontractor Total	\$ -	\$ 115,500.00
Description		Rate		Amount
Bond		0.72%	\$ -	\$ 831.60
General Liability / Insurance		1.00%	\$ -	\$ 1,155.00
Redeveloper Fee		1.95%	\$ -	\$ 2,252.25
Contractor OH & Profit		6.67%	\$ -	\$ 7,703.85
		Total	\$ -	\$ 11,942.70
		CHANGE ORDER REQUEST TOTAL	\$ -	\$ 127,442.70
ADD OPTION				
Item #	Subcontractor	Proposal / Invoice No.		
1-AO	Gladstone Masonry & Stoneworks, Inc.	06082026-01		
	Indiana Limestone at Front Yankee Gutters			\$ 18,000.00
		Subcontractor Total	\$ -	\$ 18,000.00

Epic Management Inc.

136 Eleventh Street • Piscataway, NJ 08854
732-752-6100 • Fax 732-752-9106



Attn:	Matt Jessup, Esq. - MS&G			9-Jun-26
			Epic Job No:	10-18010
Proposed Change Order				
Berkeley Heights Municipal Complex				
Epic Ref. No.	PCO # 200 Replacement Coping Stone with new Profile			
Description		Rate		Amount
Bond		0.72%	\$ -	\$ 129.60
General Liability / Insurance		1.00%	\$ -	\$ 180.00
Redeveloper Fee		1.95%	\$ -	\$ 351.00
Contractor OH & Profit		6.67%	\$ -	\$ 1,200.60
		Total	\$ -	\$ 1,861.20
		CHANGE ORDER REQUEST TOTAL	\$ -	\$ 19,861.20
APPROVALS				
Epic Management Inc.		Berkeley Heights		
Contractor Representative	Date	Owner Representative	Date	
cc:				

Epic Management Inc.

136 Eleventh Street • Piscataway, NJ 08854
732-752-6100 • Fax 732-752-9106

PROPOSAL

GLADSTONE MASONRY & STONeworks, INC.

P.O. Box 247

Gladstone, New Jersey 07934

Phone: (908) 234.1514 Fax: (908) 234.9360

PROPOSAL #: 06082026-01

DATE: JUN 8, 2026

Proposal submitted to:

Bill Perlack, EPIC Builds

bperlack@epicbuilds.com

Work to be performed at:

Berkeley Heights Municipal Building

Berkeley Heights, NJ

Limestone for The Berkeley Heights Municipal Building

- *Furnish Indiana limestone coping at all gable parapets. Stones to match the profile of the existing cast stone pieces with additional width to provide a 2" overhang and shall have a drip edge groove.* **\$107,000.00**
- *Optional replacement of South (Front) Elevation flat parapet stones with Indiana limestone. Stones to match the profile of the existing cast stone pieces with additional width to provide a 2" overhang and shall have a drip edge groove. Limestone to match color of existing cast stone as close as possible.* **\$18,000.00**
- *Engineering fee for stone attachment design.* **\$8,500.00**

Exclusions: all work beyond building line, disposal, dumpsters, stone, patching, flashing, caulking, testing, permits and winter protection.

All material is guaranteed to be as specified, and the above work to be performed and completed in a substantial workmanlike manner.
Payments to be made as follows: 25% deposit, along with an agreed upon payment schedule, prior to commencement of work.

Any alteration or deviation from the above specifications involving extra costs will be an extra charge over and above this proposal.

Respectfully Submitted: *Martin Faulborn*

Martin R. Faulborn, President

ACCEPTANCE OF PROPOSAL

The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to the work as specified. Payment will be made as outlined above.

DATE: _____

SIGNATURE: _____

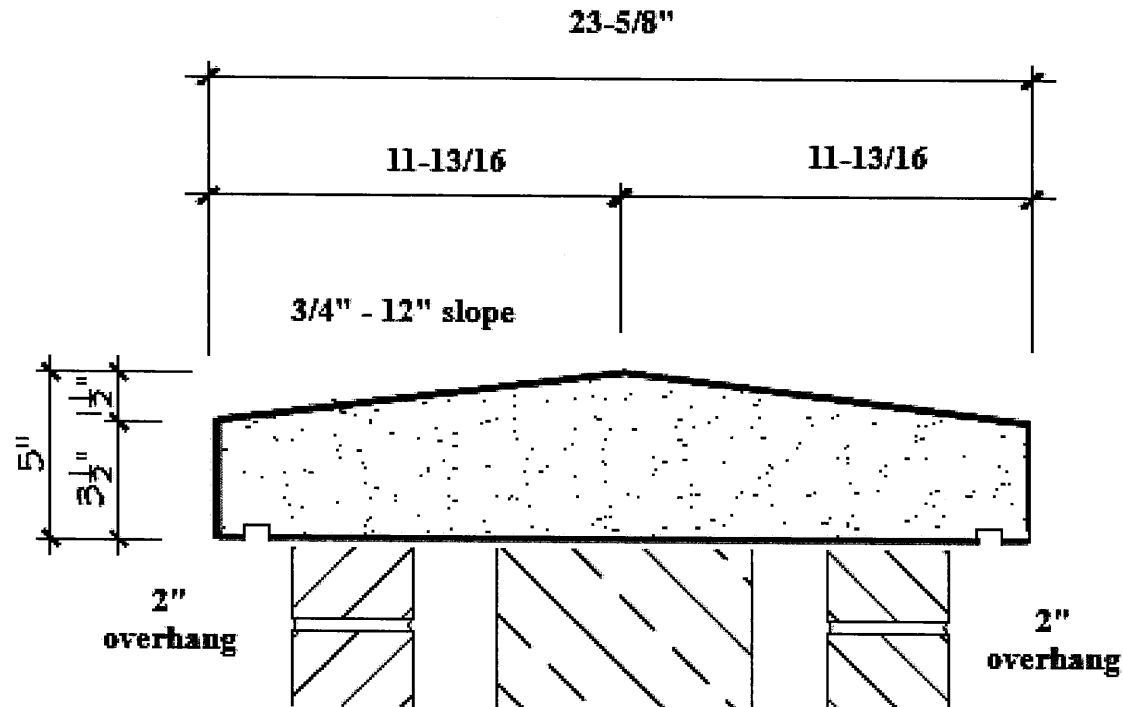


Cannon Group
Roof, Building Envelope
& Structural Consultants

H.J. Cannon Group, Inc.
520 Fellowship Road
Suite A-105
Mt. Laurel, NJ 08054

RFI 006
Proposed Coping Profile
June 2, 2026

Berkeley Heights Township Municipal Building
29 Park Avenue
Berkeley Heights, New Jersey
HJCG No. 2022.034B





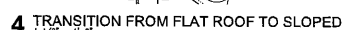
1 ROOF PLAN
1/16" = 1'-0"



2 TYPICAL EAVE DETAIL



3 TYPICAL DETAIL AT METAL PANEL WALL



4 TRANSITION FROM FLAT ROOF TO SLOPED



5 DETAIL AT PARAPETS

SCALE: AS NOTED		A.106
DATE: 03.28.2017		
FILE: 17116(CURRENT)		
©2018 arcari + iovino ARCHITECTS PC		

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

BE IT HEREBY RESOLVED by the Township Council of the Township of Berkeley Heights, Union County, New Jersey, that the following individual(s) be appointed to the **Junior Fire Auxiliary** of the Berkeley Heights Volunteer Fire Department based upon the letter from the Fire Chief dated August 6, 2026.

Thomas Jordan

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

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**AUTHORIZATION TO RELEASE ESCROW ACCOUNT OF PATRIA STATION CAFÉ
ESTABLISHED FOR THEIR SPECIAL USE PERMIT APPLICATION**

WHEREAS, Patria Station Café was required to post an escrow deposit in the amount of \$1,000.00 as part of their application for a Special Use Permit for the Patria World Cup Experience 2026; and

WHEREAS, the Township seeks to release the remaining escrow balance of \$1,000.00, together with any applicable interest, for Edmunds Project Id SUP26-0001 to the applicant, Patria Station Café.

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

1. The Mayor and Council hereby approves the release of the remaining escrow account balance of \$1,000.00, together with any applicable interest, for Edmunds Project Id SUP26-0001 to the applicant, Patria Station Café.
2. This resolution shall take effect at the time and in the manner prescribed by law.
3. The Chief Finance Officer is hereby authorized to issue a refund for the aforementioned escrow funds.

Approved this 11st day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

RESOLUTION

**RESOLUTION AUTHORIZING THE APPLICATION OF THE 2026 UNION COUNTY KIDS
RECREATION TRUST GRANT**

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 Union County 2026 Kids Recreation Trust Grant program; and

WHEREAS the grant request is in the amount of \$40,000 for the Memorial Park Playground Enhancement Project; and

WHEREAS the Township Council of the Township of Berkeley Heights does hereby authorize the filing of the above stated matching grant application in the amount of \$40,000; and

WHEREAS, the governing body further authorizes that, if awarded the grant, matching funds in the amount of \$40,000 are committed to complete this project within the required time frame; and

NOW THEREFORE BE IT RESOLVED that the Mayor and the Township Council of the Township of Berkeley Heights does hereby authorize the filing of such a grant application by the Recreation Commission and, upon receipt of the grant agreement from Union County, does further authorize the Recreation Commission to execute the grant agreement; and, upon receipt of the fully executed agreement from Union County, does further authorize the expenditure of funds, pursuant to the terms of said agreement between the Township of Berkeley Heights and Union County.

Approved this 11th day of August, 2026.

ATTEST:

Angela Lazzari, RMC
Township Clerk

ROLL CALL	Aye	Nay	Abstain	Absent
FOSTER				
ILLIS				
MACHADO				
MEDEIROS				
MORAN				
POAGE				
TIE:				
MAYOR DEVANNEY				

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

ORDINANCE 2026-20

**ORDINANCE TO REMOVE THE RESTRICTIONS ON LEFT-HAND TURNS FROM VALLEY ROAD
ONTO TWIN FALLS ROAD**

WHEREAS, the Code of the Township of Berkeley Heights was recently amended to prohibit right turns from Diamond Hill Road onto Twin Falls Road; and

WHEREAS, , the Code of the Township of Berkeley Heights currently restricts left turns from Valley Road onto Twin Falls Road during designated hours; and

WHEREAS, the Mayor and Council of the Township of Berkeley Heights have determined that it is in the best interest of the Township to amend the Code to remove the restrictions on left turns from Valley Road onto Twin Falls Road; and

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

SECTION I. Section 10.16.010, "Turn prohibitions" of Chapter 10.16, "TURNING PROHIBITIONS," of Title 10, "VEHICLES AND TRAFFIC," of the Township Code shall be amended as follows: [New language **bold and underlined**; deletions ~~stricken through~~.]

10.16.010 Turn prohibitions.

A. No right turn shall be permitted:

1. At the intersection, from Valley Road into Southview Drive between the hours of eight a.m. and nine-thirty a.m., prevailing time, Monday through Friday;
2. At the intersection, from Diamond Hill Road into Twin Falls Road;
3. From Mountain Avenue onto Timber Drive between the hours of six-thirty a.m. and ten a.m. prevailing time.

B. No left turn shall be permitted:

- ~~1. At the intersection, from Valley Road into Twin Falls Road between the hours of eight a.m. and nine thirty a.m. and between four thirty p.m. to six thirty p.m., prevailing time, Monday through Friday;~~
- 2.1. At the intersection, from Diamond Hill Road into Southview Drive between the hours of four-thirty p.m. and six-thirty p.m., prevailing time, Monday through Friday;
- 3.2. Into the Springfield Avenue entrance to the premises located one hundred ten (110) feet westerly from the westerly side of Summit Avenue for traffic traveling westbound on Springfield Avenue;
- 4.3. At the intersection, from the most westerly exit from Lot 17 in Block 701 on Springfield Avenue into Springfield Avenue;

ORDINANCE 2026-12

- ~~5-4.~~ North from the nonresidential driveways existing on the south side of Springfield Avenue from the easterly curblineline of Plainfield Avenue to the westerly curblineline of Summit Avenue;
 - ~~6-5.~~ From the northbound Diamond Hill Road onto the ramp entrance to westbound Interstate Highway 78;
 - ~~7-6.~~ From Russo Place onto Locust Avenue.
 - ~~8-7.~~ From Mountain Avenue onto Timber Drive between the hours of six-thirty a.m. and ten a.m. prevailing time, Monday through Friday.
 - ~~9-8.~~ At the intersection, from Diamond Hill Road into Twin Falls Road;
 - ~~10-9.~~ At the intersection, from Twin Falls Road into Diamond Hill Road.
- C. No U-turns shall be permitted:
- 1. At the intersection of Plainfield Avenue and Springfield Avenue;
 - 2. At the intersection of Diamond Hill Road and Valley Road;
 - 3. At the intersection of Summit Avenue and Springfield Avenue;
 - 4. Diamond Hill Road between Route 78 and Mountain Avenue;
 - 5. McMane between Diamond Hill Road and Glenside Avenue;
 - 6. On Ridge Drive the entire length from McMane Avenue to McMane Avenue;
 - 7. On Tip Top Way the entire length from McMane Avenue.
- D. No person shall turn a vehicle to make a right turn when facing a steady red signal (STOP) indication at any of the following locations, whenever an official sign is present prohibiting such a turn on the red signal.
- 1. Diamond Hill Road and Valley Road: northbound turning east, eastbound turning south and westbound turning north, at all times;
 - 2. Snyder Avenue and Springfield Avenue: Mountain Avenue and Plainfield Avenue: all right turns on red prohibited Monday through Friday, from September 4th through June 20th, between seven-thirty a.m. and nine a.m. and between two-thirty p.m. and four p.m.;
 - 3. Mountain Avenue and Diamond Hill Road: eastbound turning south, at all times;
 - 4. Plainfield Avenue and Springfield Avenue: northbound turning east and eastbound turning south, at all times.

SECTION II. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.

SECTION III. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.

ORDINANCE 2026-12

SECTION IV. This Ordinance shall take effect after passage and publication in the manner provided by law.

Angie Devanney, Mayor

Introduction						Councilperson	Final Adoption					
Moved	Sec.	Aye	Nay	Abs.	NP		Moved	Sec.	Aye	Nay	Abs.	NP
						John Foster						
						Margaret Illis						
						Bill Machado						
						Alvaro Medeiros						
						Andrew Moran						
						Susan Poage						
Introduced: August 11, 2026						I hereby certify the above ordinance was adopted by the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey on the aforementioned date. _____ Angela Lazzari, Township Clerk						
Final Adoption: September 15, 2026												

TOWNSHIP OF BERKELEY HEIGHTS

**NOTICE OF INTRODUCTION
ORDINANCE 2026-20**

PUBLIC NOTICE is hereby given that the Ordinance entitled

**ORDINANCE TO REMOVE THE RESTRICTIONS ON LEFT-HAND TURNS FROM
VALLEY ROAD ONTO TWIN FALLS ROAD**

was introduced and passed on First Reading at the Regular Meeting of the Township Council of the Township of Berkeley Heights, County of Union, State of New Jersey, held on **August 11, 2026 at 6:30 p.m.** The within Ordinance will be further considered for Final Passage, after public hearing thereon, at the Regular Meeting of the Township Council to be held in the Council Chamber at the Berkeley Heights Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ, on **September 15, 2026 at 6:30 p.m.**, or as soon thereafter, as said matter can be reached. At which time and place, all persons who are interested therein will be given an opportunity to be heard and ask questions concerning the same.

During the week prior to and up to the time of Public Hearing, copies of said Ordinance will be available at no cost in the Municipal Clerk's office in said Municipal Complex, 29 Park Avenue, Berkeley Heights, NJ 07974, and to the members of the general public who shall request the same.

**Angela Lazzari
Township Clerk**