

FOR PUBLIC

Meeting held via Zoom

ZOOM SIGN ON INFORMATION

Computer: Link:

<https://zoom.us/j/842319706>

Meeting ID: **842-319-706**

Phone: 1-669-900-6833 or

Then dial meeting ID (842-319-

706) followed by #, then #, #9 to raise hand.

Public comment will only be heard by those attending in person.

(Meeting held In-Person & on Zoom)

**AGENDA OF THE REGULAR MEETING
OF THE MAYOR AND COUNCIL
BOROUGH OF UPPER SADDLE RIVER
April 9, 2026 8:00 p.m.**

Pledge of Allegiance

Pursuant to the Open Sunshine Act P. L. 1975, c 231, proper notice of this meeting has been provided by submitting appropriate notice to the Ridgewood News and The Record on December 12, 2025 by email which the time, place and purpose of the meeting was set forth.

- ❖ **Proclamation: Arbor Day, April 26, 2026**
- ❖ **Proclamation: Distracted Driver Awareness Month, April 2026**
- ❖ **Girl Scout Gold Award Presentation – Nima Agarwal**

Rule 1. Roll Call:

Mayor Fardanesh
Mr. Abaid
Ms. Drennan
Ms. Florio
Ms. Friedlander
Mr. Lyons
Mr. Masi

Rule 2. Approval of Minutes

March 5, 2026: Executive, Closed and Regular Meeting

Roll Call

Rule 3. Borough Reports

Borough Clerk's Report:

Police
Fire
Library
Recreation Commission
Environmental Committee
Youth Guidance Council

Department of Public Works
Ambulance Corps
Planning Board
Historic Preservation Commission
Shade Tree Commission

Borough Official's Report:

Borough Attorney
Borough Engineer
Construction Code Official
Municipal Court

(REPORTS SUBMITTED ARE ON FILE FOR REVIEW IN THE MUNICIPAL CLERK'S OFFICE)

Rule 4. Communications, Petitions and Bills:

Motion Offered by Council Member
Seconded by Council Member

Roll Call:

Rule 5. Unfinished Business

1. Second reading, Open Public Hearing of Ordinance #04-26

AN ORDINANCE OF THE BOROUGH OF UPPER SADDLE RIVER, COUNTY OF BERGEN, STATE OF NEW JERSEY, AMENDING CHAPTER 150, ENTITLED "ZONING," OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF UPPER SADDLE RIVER TO AMEND THE MAXIMUM PERMITTED DENSITY IN THE OL-1 OVERLAY 1 ZONE

Motion Offered by Council Member Drennan
Seconded by Council Member

Roll Call:

2. Second reading, Open Public Hearing of Ordinance # 05-26

AN ORDINANCE OF THE BOROUGH OF UPPER SADDLE RIVER, COUNTY OF BERGEN, STATE OF NEW JERSEY, AMENDING CHAPTER 150, ENTITLED "ZONING," OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF UPPER SADDLE RIVER TO AMEND THE MAXIMUM PERMITTED DENSITIES IN THE OL-4 OVERLAY 4 ZONE

Motion Offered by Council Member Drennan
Seconded by Council Member

Roll Call:

3. Second reading, Open Public Hearing of Ordinance #06-26

AN ORDINANCE OF THE BOROUGH OF UPPER SADDLE RIVER, COUNTY OF BERGEN, STATE OF NEW JERSEY, AMENDING CHAPTER 150, ENTITLED "ZONING," OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF UPPER SADDLE RIVER TO ESTABLISH A NEW OL-5 OVERLAY 5 ZONE

Motion Offered by Council Member Drennan
Seconded by Council Member

Roll Call:

4. Second reading, Open Public Hearing of Ordinance #07-26

AN ORDINANCE AMENDING CHAPTER 63, "HOUSING, AFFORDABLE", OF THE CODE OF THE BOROUGH OF UPPER SADDLE RIVER

Motion Offered by Council Member Drennan
Seconded by Council Member

Roll Call:

5. Second reading, Open Public Hearing of Ordinance #08-26

AN ORDINANCE OF THE BOROUGH OF UPPER SADDLE RIVER, COUNTY OF BERGEN, STATE OF NEW JERSEY, AMENDING CHAPTER 150, ENTITLED "ZONING," OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF UPPER SADDLE RIVER TO ESTABLISH A NEW AH-6 AFFORDABLE HOUSING 6 DISTRICT

Motion Offered by Council Member Drennan
Seconded by Council Member

Roll Call:

Rule 6. New Business

➤ **Public Hearing on the Submission of 2026 Bergen County Trust Fund Application for Improvements to Lions Park Playground**

Proposed work includes the installation of ADA-accessible play structures and the removal and replacement of the existing safety surface.

Motion to Open to the Public:
Seconded by Council Member:

Consent Agenda: All items listed with an asterisk (*) are considered to be routine and non-controversial by the Council and shall be so approved. There will be no separate discussion of these items unless a Council member or citizen so requests, in which case the item will be considered in its normal sequence.

Motion to Open to the Public for Consent Agenda Items Only:

- *1. Resolution #72-26: Opposing Senate Bill S-1836 Permitting Religious & Non-Profit Organizations to Convert Property to Inclusionary Dev. with Affordable Housing
- *2. Resolution #73-26: Bond Anticipation Note \$9,762,000 Qualified Tax-Exempt Obligation
- *3. Resolution #74-26: Auth. Sale of PD Equipment on GovDeals
- *4. Resolution #75-26: Redeem Third Party Tax Lien Blk. 1007 Lot 21
- *5. Resolution #76-26: Tax Appeal Refund Blk. 1212 Lot 17
- *6. Resolution #77-26: Auth. Settlement Ching vs. USR
- *7. Resolution #78-26: Trust Fund App. Municipal Endorsing Resolution
- *8. Resolution #79-26: Return of Escrow
- *9. Resolution #80-26: Endorsement of the Amended Housing element and Fair Share Plan
- *10. Resolution #81-26: Bid Award 2025 Road Improv. Program – Smith Soudy Asphalt Construction
- *11. Resolution #82-26: Prof. Serv. Agmt. Colliers Eng. Inspection Serv. 2025 Road Improv. Program
- *12. Resolution #83-26: Prof. Serv. Agmt. Colliers Eng. Mun. Storm Sewer System Permitting, Reporting
- *13. Resolution #84-26: Prof. Serv. Agmt. Colliers Eng. Infrastructure Map Submission & Watershed Improvement Plan – Phase I

Motion to Approve Consent Agenda Items
Seconded by Council Member

Roll Call:

***Introduction of Ordinance #09-26**

CALENDAR YEAR 2026 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A-4-45.14)

Motion Offered by Council Member
Seconded by Council Member

Roll Call:

***Motion to approve Junior Firefighter Application for Tyler Shamash**

Motion Offered by Council Member
Seconded by Council Member

Roll Call:

***Motion to approve Bergen Highlands Ramsey Rotary Pizza Festival
May 30, 2026 Lions Park**

Offered by Council Member
Seconded by Council Member

Roll Call:

Rule 7. Public Comments

Rule 8. Council Comments

Rule 9. Adjournment

Agenda subject to change

BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #72-26
April 9, 2026

**Resolution Opposing Senate Bill S-1836 Permitting Religious & Non-Profit
Organization to Convert Property to Inclusionary Developments with
Affordable Housing**

WHEREAS, municipalities are required to establish a Municipal Master Plan with a combination of mandatory and optional elements including Goals and Objectives, Land Use, Circulation, Housing, Community Facilities, Downtown Economic Development, Historic Preservation, and Sustainability; and

WHEREAS, municipalities are also required to reexamine the Municipal Master Plan every 10 years to ensure that the master plan meets the community needs and is relevant as communities, evolve, grow, and change; and

WHEREAS, municipalities complete this effort at great cost and community input to ensure their community has a roadmap for growth; and

WHEREAS, a municipality is best suited to plan for and understand their community's needs, the existing infrastructure to address the municipality's public safety, health, traffic, and character and the ability to expand such infrastructure for desired growth; and

WHEREAS, there are many mechanisms for exceptions and variances to the local planning process; and

WHEREAS, municipalities have been diligently working to comply with the changes outlined in the passage of A-4/S-50 in 2024 that made substantial changes to the 4th Round of Affordable Housing obligations; and

WHEREAS, affordable housing construction has generally comprised between 10 - 20 % of a total development, but municipalities will end up constructing far more units during this current round of affordable housing; and

WHEREAS, recent legislative proposals that preempt the planning process by permitting the conversion of underutilized properties into mixed used developments, reducing the number of parking spaces required for new developments near transit, making Accessory Dwelling Units permissible, and most recently, legislation that enhances the ability of religious and nonprofit organizations to convert certain property to inclusionary developments with affordable housing undermine the careful planning process outlined in the Municipal Land Use Law; and

WHEREAS, this proposal, S-1836 is particularly egregious because the required percentage of affordable housing units is only 20% with the remaining 80% at market rate making it more challenging for municipalities to meet their 4th Round Affordable Housing obligations; and

WHEREAS, this legislation bypasses local planning for increased density and height, regardless of a municipality's ability to ensure safety; and

WHEREAS, a worthy project could, and should participate in the local planning and zoning process to engage with the public; and

WHEREAS, S-1836 permits the bypassing of the local planning process which is an egregious assault on municipal autonomy and local decision making.

NOW, THEREFORE, BE IT RESOLVED by the Borough of Upper Saddle River urges the legislature to defeat S-1836 and similar legislation that denies local autonomy in land use planning and ignores the well thought out master plan; and

BE IT FURTHER RESOLVED, that a copy of this resolution is forwarded to Senator Holly Schepisi, Assemblymember Robert Auth, Assemblymember John Azzariti, Jr., Governor Mikie Sherrill, and the New Jersey State League of Municipalities.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #73-26
April 9, 2026**

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF UPPER SADDLE RIVER, IN THE COUNTY OF BERGEN, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE BOROUGH OF UPPER SADDLE RIVER, AUTHORIZING THE MAYOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER AND OTHER BOROUGH OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$9,762,000 BOND ANTICIPATION NOTE, DATED MARCH 19, 2026 AND PAYABLE MARCH 19, 2027, AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

WHEREAS, the Borough of Upper Saddle River, in the County of Bergen, New Jersey (the "Borough"), from time-to-time issues bonds, notes and other obligations, the interest on which is excluded from gross income for Federal income tax purposes, and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, that require issuers of tax-exempt obligations, such as the Borough, to account for and rebate certain arbitrage earnings to the United States Treasury and to take such other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Borough intends to issue a \$9,762,000 Bond Anticipation Note, dated March 19, 2026 and payable March 19, 2027 (the "Note"); and

WHEREAS, the Borough desires to designate the Note as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Code;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River, in the County of Bergen, New Jersey, as follows:

SECTION 1. The Borough Council hereby covenants on behalf of the Borough, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on bonds, notes or other obligations of the Borough (including the Note) be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

SECTION 2. The Mayor, Borough Clerk, Chief Financial Officer and other officials of the Borough are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. The Note is hereby designated as a "qualified tax-exempt obligation" for the purpose of Section 265(b)(3) of the Code.

SECTION 4. It is hereby determined and stated that (1) the Note is not a "private activity bond" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2026.

SECTION 5. It is further determined and stated that the Borough has not, as of the date hereof, issued any tax-exempt obligations (other than the Note) during the calendar year 2026.

SECTION 6. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, the Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 7. The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchasers of the Note and to further provide such original purchasers with a certificate of obligations issued during the calendar year 2026 dated as of the date of delivery of the Note.

SECTION 8. This resolution shall take effect immediately upon its adoption.
The foregoing resolution was adopted by the following roll call vote:

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Municipal Clerk

BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #74-26
April 9, 2026

Authorizing Sale/Disposal of Police Department

WHEREAS, the following property is not needed by the Upper Saddle River Police Department; and

WHEREAS, the Mayor and Council wish to sell and/or disposing of said property in an “as is” condition without express or implied warranties;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River, County of Bergen as follows:

1. The sale of the property shall be conducted by GovDeals pursuant to New Jersey State Contract A-709667/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and the State of New Jersey.
2. The sale will be conducted online and the address of the auction site is govdeals.com.
3. The sale is being conducted pursuant to Local Finance Notice 2008-9.
4. The property to be sold and/or disposed of is noted below.
5. The property as identified shall be sold in “as is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
6. The Borough of Upper Saddle River reserves the right to accept or reject any bid submitted.

Property for sale as follows:

Item #1

Panasonic CF33 Tablet
Serial # 8FTTA32855

Item #3

Panasonic CF33 Tablet
Serial # 8FTTA32856

Item#5

Panasonic CF33 Tablet
Serial # 1ATTC67390

Item #2

Panasonic CF33 Tablet
Serial # 8FTTA32853

Item#4

Panasonic CF33 Tablet
Serial # 8FTTA32857

Cradlepoints

Item #1

Ericsson IBR 1700
Serial #MM223500032549

Item #3

Ericsson IBR 1700
Serial #MM180478600270

Item#5

Ericsson IBR 900
Serial #WA184900121969

Item #2

Ericsson IBR 1700
Serial #MM180478600741

Item #4

Ericsson IBR 900
Serial #WA212100476183

#	Description / Category	Model Number	Serial Number
1	Digital Watchdog Camera	V6263WTIR	1709260059
2	Digital Watchdog Camera	V5661TIR	1609100554
3	Digital Watchdog Camera	V6563DIR	1411080933
4	Digital Watchdog Camera	Vb763WTIR	1709120346
5	Digital Watchdog Camera	Bb263WTIR	1711300293
6	Digital Watchdog Camera	Bb763WTIR	1609170305
7	Digital Watchdog Camera	Bb763WTIR	1609170302
8	Digital Watchdog Camera	Bb763WTIR650	1611050098
9	Digital Watchdog Camera	Bb763WTIR	1609170301
10	Digital Watchdog Camera	Bb263WTIR	1811010088
11	Digital Watchdog DVR	DW-VAONE16-L	161216460016
12	DVD Recorder	GH70N	KU0160D0SS1390A8 E8D200
13	ACER Desktop Computer	DPS-220U B-5A	PY220090111 4704E 57P200
14	Havis	DS-PAN-1204-1	27543-0079
15	Havis	DS-PAN-1204-2	27543-0076
16	Havis	DS-PAN-1204-3	27543-0077
17	Havis	DS-PAN-1204-2	27543-0075
18	LEDCO	D3-0061-SA-A	U0745-0027
19	HAVIS (Black and Orange Box)	C-KBM-201	W1384610
20	HAVIS (Black and Orange Box)	C-KBM-201	W1384610
21	HAVIS (Black and Orange Box)	C-KBM-201	W1384610
22	HAVIS (Black and Orange Box)	C-KBM-201	W1384610
23	HAVIS Black Keyboard	N/A	N/A
24	HAVIS Black Keyboard	N/A	N/A
25	HAVIS Black Keyboard	N/A	N/A
26	HAVIS Black Keyboard	N/A	N/A
27	HP Desktop Computer	2NHJ16US#ABA	MXSL8422F6S
28	Western Digital Hard Drive	WD5000AZLX-60K2TA0	WCC6Y3DFSEK7
29	Western Digital Hard Drive	WD10EADX-22TDHB0	WCAV5V683127
30	Western Digital Hard Drive	WD60PURX-64T0ZY0	WXQ1H26WP2X6
31	Western Digital Hard Drive	WD60PURZ-84TDZY0	WXQ1H26PL862

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #75-26
April 9, 2026**

Redeem Third Party Tax Lien – Blk. 1007 Lot 21

WHEREAS, the Tax Collector has advised that payment has been received in the amount of \$321,824.15 to redeem TTL #22-00003 and subsequent taxes on Block 1007 Lot 21 located at 22 Pembroke Trail in Upper Saddle River, within the Borough, and

WHEREAS, **Yanchun Zhang** is the holder of said Certificate **TTL#22-00003** and is therefore entitled to payment of \$321,824.15; and

WHEREAS, the lienholder also paid a premium at the time of purchase and is entitled to a refund of same in the amount of **\$126,100.00**

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River, County of Bergen, State of New Jersey to issue a check in the amount of \$321,824.15 payable to the abovenamed lienholder, representing the redemption amount of said Certificate.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION # 76-26
April 9, 2026**

Tax Appeal Refund – Blk. 1212 Lot 17

WHEREAS, the Tax Collector has advised Gupta Mohil Akash. owner of Block 1212 Lot 17 located at 37 Stevenson Lane in the Borough of Upper Saddle River that a reduction of assessment by the Tax Court of New Jersey for the year 2025 in the amount of \$2,696.19

WHEREAS, Taxes were paid through the 4th quarter of 2025 on this property;
and

WHEREAS, the application of these credits resulted in Tax overpayments in the above amount for the listed year amounting to \$2,696.19

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River, County of Bergen, State of New Jersey that approval be granted to issue a check in the amount of \$2,696.19, payable to:

Jennifer R. Jacobus, Trustee for Gupta, Mohil Akash Etal
201 Littleton Road, Suite 100
Morris Plains, New Jersey 07950

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #77-26
April 9, 2026**

Authorizing the Borough of Upper Saddle River to Enter into a Settlement Agreement with William Ching

WHEREAS, William Ching (“Ching”) instituted litigation in the Superior Court of New Jersey challenging the Borough of Upper Saddle River’s (“Borough”) response to an Open Public Records Act request; and

WHEREAS, the Borough desires to enter into a settlement agreement (“Settlement Agreement”) with Ching to avoid further litigation expenses; and

WHEREAS, the Governing Body believes that entering into this Agreement is in the Borough’s best interests;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River, County of Bergen, New Jersey as follows:

- 1) The Borough hereby ratifies and agrees to the Settlement Agreement; and
- 2) This resolution shall take effect immediately.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Borough Clerk

BOROUGH OF UPPER SADDLE RIVER
RESOLUTION # 78-26
April 9, 2026

Trust Fund Application Municipal Endorsing Resolution

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund ("County Trust Fund"), provides matching grants to municipal governments and to nonprofit organizations for assistance in the development or redevelopment of outdoor municipal recreation facilities; and,

WHEREAS, the Borough of Upper Saddle River desires to further the public interest by obtaining a matching grant of \$342,500 from the County Trust Fund to fund the following project: Lions Park Playground Improvements, which includes the installation of ADA-accessible play structures and the removal and replacement of the existing safety surface; and,

WHEREAS, the governing body has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions, and desires to make an application for such a matching grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as part of the application process, the governing body held the required Public Hearing to receive public comments on the proposed park improvements in the application on April 9, 2026; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above-named project and ensure its completion on or about the project contract expiration date.

NOW, THEREFORE, BE IT RESOLVED by the Upper Saddle River Mayor and Council:

1. That it is hereby authorized to submit the above completed project application to the County by the deadline of **April 24th 2026**, as established by the County; and,
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the Upper Saddle River Mayor and Council has, or will secure, the balance of funding necessary to complete the project, or modify the project as necessary; and,
3. That the Upper Saddle River Mayor and Council is committed to providing a dollar-for-dollar cash match for the project; and,
4. That only those park improvements identified and approved in the project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
5. That the Upper Saddle River Mayor and Council agree to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
6. That this resolution shall take effect immediately.

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #79-26
April 9, 2026**

Chief Financial Officer’s Approval to Release Escrow Funds

WHEREAS, a request has been received for the return of any professional review escrow funds and/or bonds for the projects listed below; and

WHEREAS, the Chief Financial Officer has determined the appropriate balances as shown below; and

WHEREAS, the Borough is in receipt of a certification as to the completeness of the project from the Building / Land Use Department.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Upper Saddle River that the Chief Financial Officer is hereby directed to return the balance of professional review escrow funds and/or bonds as indicated below:

Karen & Geoffrey Beerbower	47 Brook Road	Blk. 207 Lot 25	\$7,035.00

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Borough Clerk

BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #80-26
April 9, 2026

**RESOLUTION ENDORSING THE AMENDED HOUSING ELEMENT
AND FAIR SHARE PLAN**

WHEREAS, the Borough of Upper Saddle River, County of Bergen, State of New Jersey, (hereinafter, "Upper Saddle River") has a demonstrated history of voluntary compliance with its constitutional affordable housing obligations; and

WHEREAS, on March 20, 2024, Governor Phil Murphy signed into law P.L. 2024, c.2, an Amendment to the 1985 Fair Housing Act (hereinafter "Amended FHA" or "Act"); and

WHEREAS, among other things, the Act abolished the Council on Affordable Housing (hereinafter, "COAH"), and replaced it with seven retired, on recall judges designated as the Program and authorized the Director of the Administrative Office of the Courts, (hereinafter, respectively, "Director" and "AOC") to create a framework to process applications for affordable housing compliance certification; and

WHEREAS, pursuant to the Act and to Directive #14-24 issued by the Director on December 13, 2024, a municipality desiring to participate in the Program was obligated to take the following actions by January 31, 2025: (1) adopt a "binding resolution" determining its present and prospective need affordable housing obligations and (2) to file an action in the form of a declaratory judgment complaint in the County in which the municipality is located within 48 hours after the municipality's adoption of a binding resolution; and

WHEREAS, Upper Saddle River adopted a binding resolution on its present and prospective need affordable housing obligations and filed the required declaratory judgment action in a timely manner; and

WHEREAS, the Act also required that a Housing Element and Fair Share Plan (hereinafter, "HEFSP") be prepared and adopted by the Upper Saddle River Planning Board (hereinafter, "Planning Board"), and endorsed by the Upper Saddle River Governing Body (hereinafter, "Governing Body"), by June 30, 2025; and

WHEREAS, the Upper Saddle River Planning Board adopted the “Borough HEFSP, (“2025 HEFSP”), to address the Borough’s Fourth Round affordable housing obligations; and

WHEREAS, the Borough filed the adopted 2025 HEFSP on June 24, 2025 on eCourts; and

WHEREAS, the Governing Body endorsed 2025 HEFSP adopted by the Planning Board; and

WHEREAS, Fair Share Housing Center (“FSHC”) filed a challenge pursuant to N.J.S.A. 52:27D-304.1(f)(2)(b) regarding the Borough’s 2025 HEFSP on August 29, 2025; and

WHEREAS, representatives of the Borough and FSHC entered into a Mediation Agreement on or about February 20, 2026, that resolved the issues raised in the challenges subject to, among other requirements, the adoption of an Amended Housing Element and Fair Share Plan consistent with the Mediation Agreement; and

WHEREAS, there was prepared an amended Housing Element and Fair Share Plan entitled “2026 Amended Housing Element and Fair Share Plan, Borough of Upper Saddle River, Bergen County, New Jersey” (“Amended HEFSP”), which is consistent with the Mediation Agreement; and

WHEREAS, the Planning Board adopted the Amended HEFSP as an amendment to Upper Saddle River’s Master Plan on March 26, 2026; and

WHEREAS, the Governing Body desires to endorse the Amended HEFSP adopted by the Planning Board on March 26, 2026.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Upper Saddle River, County of Bergen, State of New Jersey as follows:

1. The Governing Body does hereby endorse the Amended HEFSP adopted by the Planning Board on March 26, 2026.

2. The Governing Body does hereby authorize the filing of this Resolution endorsing the Amended HEFSP adopted by the Planning Board on eCourts for review by the Court.

3. The Mayor and Clerk, together with other appropriate officers and employees of Upper Saddle River, are hereby authorized to take all steps necessary to effectuate the purposes of this Resolution.

4. This Resolution shall take effect immediately.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #81-26
April 9, 2026**

**Contract Award to Smith-Sondy Asphalt Construction Co. Inc.
2025 Road Program**

WHEREAS, the Borough of Upper Saddle River advertised sealed proposals would be received on March 10, 2026 for the 2025 Road Program; and

WHEREAS, in response to said advertisement for proposals, a total of thirteen (13) bids were submitted; and

WHEREAS, a bid submitted by **Smith-Sondy Asphalt Construction Co., Inc. 150 Anderson Avenue, Wallington, NJ 07057** was the lowest responsible bidder in an amount of **\$589,746.40**; and

WHEREAS, the submission has been reviewed and found to be in conformance with the specifications; and

WHEREAS, a Certification of Funds has been prepared by the Chief Financial Officer for said Bid Award, assuring that a sufficient appropriation exists in budget account as follows:

C-04-24-006-200 \$589,746.40

to fund the expenses authorized in this resolution as an express and mandatory condition of the award of this contract.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Upper Saddle River that it does hereby award a contract to Smith-Sondy Asphalt Construction Co., Inc. 150 Anderson Avenue, Wallington, NJ 07057 for the 2025 Road Program in the amount of \$589,746.40; and

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for the aforesaid service after same has been prepared by the Borough Attorney.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C. Municipal Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #82-26
April 9, 2026**

**Professional Service Agreement Colliers Engineering
2025 Road Improvement Program – Inspection Services**

WHEREAS, the Borough of Upper Saddle River requires services of a professional Engineer to provide inspection services for the 2025 Road Improvement Program and authorizes Colliers Engineering to provide same to include plan changes, contractor compliance, inspection reports and project closeout, in an amount not to exceed **\$59,000.00**; and

WHEREAS, the Chief Financial Officer has certified that funds exist in budget account **C-04-24-006-200**.

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Upper Saddle River as follows:

- 1) The Mayor and Council do hereby engage the services of:

**Colliers Engineering & Design
400 Valley Road Ste. 304
Mt. Arlington, NJ 07856**

- 2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A. 40A:11-51 which exempts from competitive bidding “Professional Services” rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #83-26
April 9, 2026**

**Professional Service Agreement Colliers Engineering
Tier-A Municipal Separate Storm Sewer System Permitting, Reporting & Inspections**

WHEREAS, the Borough of Upper Saddle River requires services of a professional Engineer to provide Tier-A Municipal Separate Storm Sewer System Permitting, Reporting & Inspections and authorizes Colliers Engineering to provide same including an annual report and questionnaire, internal compliance audit, a stormwater pollution prevention plan and Municipal stormwater management plan update, in an amount not to exceed **\$21,500.00**; and

WHEREAS, the Chief Financial Officer has certified that funds exist in budget account **6-01-20-715-225**

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Upper Saddle River as follows:

- 1) The Mayor and Council do hereby engage the services of:

**Colliers Engineering & Design
400 Valley Road Ste. 304
Mt. Arlington, NJ 07856**

- 2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A. 40A:11-51 which excepts from competitive bidding “Professional Services” rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Borough Clerk

**BOROUGH OF UPPER SADDLE RIVER
RESOLUTION #84-26
April 9, 2026**

**Professional Service Agreement Colliers Engineering
Infrastructure Map Submission & Watershed Improvement Plan – Phase I**

WHEREAS, the Borough of Upper Saddle River requires services of a professional Engineer to provide an Infrastructure Map Submission & Watershed Improvement Plan – Phase I. This will include the setup of an AGO organizational account, field data collection, map preparation and NJDEP submission, web application design and a watershed improvement plan, in an amount not to exceed **\$175,250.00**; and

WHEREAS, the Chief Financial Officer has certified that funds exist in budget account **6-04-23-007-200**

NOW, THEREFORE, BE IT RESOLVED that the Borough Council of the Borough of Upper Saddle River as follows:

- 1) The Mayor and Council do hereby engage the services of:

**Colliers Engineering & Design
400 Valley Road Ste. 304
Mt. Arlington, NJ 07856**

- 2) The engagement of such services is made without competitive bidding under the provisions of N.J.S.A. 40A:11-51 which excepts from competitive bidding “Professional Services” rendered by persons authorized by law to practice a recognized profession.

BE IT FURTHER RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute a contract for such services.

Councilperson	Moved	Second	Ayes	Nays	Absent	Abstain
Abaid						
Drennan						
Florio						
Friedlander						
Lyons						
Masi						

I hereby certify that the above resolution was adopted by the Mayor and Council on April 9, 2026.

Joy C. Convertini, R.M.C., Borough Clerk

ORDINANCE #09-26

**BOROUGH OF UPPER SADDLE RIVER
BERGEN COUNTY, NEW JERSEY**

**CALENDAR YEAR 2026 ORDINANCE TO EXCEED
THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A-4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Upper Saddle River in the County of Bergen finds its advisable and necessary to increase its CY 2025 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council hereby determines that a 1.5% increase in the budget of said year, amounting to \$186,937.65 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Upper Saddle River, in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2026 budget year, the final appropriations of the Borough of Upper Saddle River shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$13,276,986.12, and that the CY 2026 municipal budget for the Borough of Upper Saddle River be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Introduced by Council Member:

Introduced:

Seconded by Council Member:

Adopted:

ATTEST:

Borough Clerk

Mayor