

RE: OPRA Request

jm <jm@nj21st.com >

John Migueis <jm@nj21st.com >

Wed, 15 Jul 2026 8:13:36 PM -0400

To "Angela Lazzari"<aLazzari@bhtwp.com>

Cc "Laura Kapuscinski"<lk@nj21st.com>

Hi Angela- attaching is my original request sent on June 30th.

Please remember there were mult[le documents requested including:

- 1.The full contract, engagement letter, proposal, quote, purchase order, resolution, authorization, or other agreement between the Township and Suplee, Clooney & Company CPA for the Evaluation of the Recreation Commission.
2. All invoices, vouchers, purchase orders, payment approvals, payment records, bill list backup, and supporting documentation for the payments listed as Evaluation of Rec Commission.
3. The final work product produced by Suplee, Clooney & Company CPA, including any report, memorandum, findings, recommendations, analysis, presentation, draft report, final report, spreadsheet, chart, notes, or summary related to the Evaluation of the Recreation Commission.
4. Any communications between Suplee, Clooney & Company CPA and the Township concerning the Evaluation of the Recreation Commission, including communications with the Mayor, Township Administrator, Chief Financial Officer, Township Attorney, Township Council members, Department heads, or any Township employee or official.
5. Any records showing who requested, authorized, approved, scoped, directed, reviewed, or received the Evaluation of the Recreation Commission.
6. Any records identifying the purpose, scope, deliverables, timeline, methodology, interviews, document review, or issues to be examined as part of the Evaluation of the Recreation Commission.

Its been two weeks, I have not received any of the documents I asked for and spent 30 minutes today explaining what should have been a pretty clear request.

If you need people to ask who might be in receipt of this - Liza, You might have, it, Check with Deb Varnerin (I think she still has that weird email address she created adminasst or something), the Mayor, Poage, Foster - have IT go through their emails.

John Migueis
Editor
NJ21st
Independent local journalism
nj21st.com

Proud member of



From: John Migueis <jm@nj21st.com>
To: "Angela Lazzari"<aLazzari@bhtwp.com>
Cc: "Laura Kapuscinski"<lk@nj21st.com>
Date: Wed, 15 Jul 2026 12:23:07 -0400
Subject: RE: OPRA Request

Hi Angela,

Thanks for the follow up. I ended the call wishing you a good day- it wasnt disconnected. Here is a record of my voicemail to you and our subsequent phone conversation. This is in addition to the emails we sent:

Voicemail

- I left you a voicemail seeking the evaluation, report or audit that had been discussed at the previous Township Council meeting.
- I explained that I did not understand what remained unclear about the record I was requesting because the document had been discussed and referenced publicly during the meeting.
- I stated that the Council had acted in connection with the document by deciding to table the ordinance.
- I questioned whether the document could properly continue to be treated as a draft after it had been referenced during a public meeting and used in connection with Council action.
- I expressed my view that a court might see the Township's continued characterization of the document as a draft as an attempt to place it in "perpetual draft" status and shield it from public review.
- I noted that taxpayers paid approximately \$3,000 for the document.
- I stated that the Township had been preparing to take significant action based on the document and that, for that reason, I believed it should be made publicly available.

- I said that if the document was expected to be finalized within a matter of days, that would answer part of my concern.
- I also raised the possibility that the Township might continue treating the document as a draft indefinitely, preventing the public from ever seeing it.
- I expressed concern that the record could remain unavailable until there was a change in the Township administration or for political reasons.
- I asked you to return my call and again stated that I believed the request clearly identified the record being sought.

Follow-Up Call

- You returned my call and stated that you had received both my voicemail and my email.
- You said that my communications contained more than one question.
- You referenced my comments concerning the draft designation and stated that you could only provide the information you were able to provide and respond to my OPRA request.
- I stated that, as the Township's OPRA records custodian, you were involved in the decision concerning whether the record would be released.
- I said that the Township is not run by its attorneys and that decisions regarding public records are ultimately made by Township officials and employees.
- I reiterated that taxpayers had paid approximately \$3,000 for the evaluation and that the Township had been preparing to act based on it.
- I expressed concern that the Township was relying on attorneys rather than releasing a taxpayer-funded document.
- When I referred generally to "you" or "you guys," you stopped me and asked who specifically I meant.
- I responded that I was referring to you in your capacity as the Township's OPRA records custodian.
- You clarified that you are the records custodian and asked what specific decision I was referring to.
- I explained that I was referring to the decision not to provide a final version of the document and not to release the existing record.
- I asked who had directed you not to release the document if you were not personally making that decision.
- You stated that no final version of the record existed and that the only version in your possession was a draft.
- I questioned how the Council could vote or act in connection with a document that the Township continued to characterize as a draft.
- I stated that the document had been used in connection with a Council vote and again questioned the continued draft designation.
- I repeatedly asked you to identify the person responsible for determining that the document would not be released.
- You attempted to move on to the other questions raised in my voicemail and email.
- I explained that I wanted the first and most important question answered before moving on to the others.
- I clarified that my question was: Who made the decision not to release the record under the draft-record exemption?
- I asked for the name of the person responsible for that decision if it was not you.
- You stated that you were not going to answer that question.
- I then ended the call.

John Migueis
Editor
NJ21st
Independent local journalism
nj21st.com

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From: Angela Lazzari <aLazzari@bhtwp.com>
To: "John Migueis" <jm@nj21st.com>
Date: Wed, 15 Jul 2026 12:08:25 -0400
Subject: RE: OPRA Request

John,

I believe we got disconnected on the phone, but I would like to pass along your points to my OPRA attorney. He is on vacation and I believe he will be back on Monday. Please give until Tuesday to have a chance to discuss with him.

Regards,

Angela Lazzari
Angela Lazzari, RMC
Township Clerk
29 Park Avenue

Berkeley Heights, NJ 07922
908-464-2700 x2220

From: John Migueis <jm@nj21st.com>
Sent: Tuesday, July 14, 2026 6:03 PM
To: Laura Kapuscinski <lk@nj21st.com>
Cc: Angela Lazzari <aLazzari@bhtwp.com>
Subject: RE: OPRA Request

CAUTION: This email has originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know

Hi Angela,

If the issue is that Laura is the one asking these questions because it's my OPRA I'll reiterate them here and ask for a response:

Please advise if the engagement letter with SUPLEE, CLOONEY and Company is directly connected to the "Evaluation of the Recreation Commission" OR only for the Townships annual audit.

In addition, can you please advise if the redacted document, **184_c_Redacted**, has been released under this OPRA request?

John Migueis
Editor
NJ21st
Independent local journalism
nj21st.com

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From: Laura Kapuscinski <lk@nj21st.com>
To: <jm@nj21st.com>
Cc: <aLazzari@bhtwp.com>
Date: Tue, 14 Jul 2026 18:00:07 -0400
Subject: RE: OPRA Request

Hi Angela, although I understand that I was not the initiator of the OPRA request, under the common law right to know, once a record is released under OPRA it becomes public. Therefore, my questions remain legitimate as I am asking for clarification on a public record tied to Township business and my tax dollars.

I kindly request your response to my questions as a matter of public interest.

Please advise if the engagement letter with SUPLEE, CLOONEY and Company is directly connected to the "Evaluation of the Recreation Commission" OR only for the Townships annual audit.

In addition, can you please advise if the redacted document, **184_c_Redacted**, has been released under this OPRA request?

Thank you!

Laura Kapuscinski
Editor, NJ21st

----- On Tue, 14 Jul 2026 17:19:58 -0400 **John Migueis** <jm@nj21st.com> wrote -----

I am asking for the evaluation of the rec department. Please provide me a copy that is what my OPRA request sought and the council used it as a basis to introduce an ordinance and then table it- in fact there was a presentation on it - please help me understand how this is still a draft.

John Migueis
Editor
NJ21st
Independent local journalism
nj21st.com

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[REDACTED]

From: Angela Lazzari <aLazzari@bhtwp.com>
To: "John Migueis" <jm@nj21st.com>
Date: Tue, 14 Jul 2026 16:53:05 -0400
Subject: RE: OPRA Request

John,

In response to your OPRA request, please see the attached.

Please note that file **184_c_Redacted** contains the following redactions pursuant to N.J.S.A. 47:1A-1.1 Inter-agency or intra-agency advisory, consultative or deliberative material

- Pages: 2, 3, 5
- Attachment (DRAFT Berkeley Heights 2 5 26.pdf) to the email dated 2/5/26, subject "Recreation" (page 1)
- Attachment (DRAFT Berkeley Heights 2 5 26(65).pdf) to the email dated 2/27/26, subject "Audit" (page 2)
- Attachment (DRAFT Berkeley Heights 2 5 26(65).pdf) to the email dated 3/19/26, subject "Re: Recreation Commission Audit" (page 3)
- Attachment (Draft Recreation Letter.pdf) to the email dated 1/15/26, subject "Recreation" (page 5)

For clarification purposes, the attachments are identified by the email they were attached to, and not the email that was forwarded to me as a response to this OPRA. If you have any questions about this, please let me know.

Regards,

Angela Lazzari

Angela Lazzari, RMC
Township Clerk
29 Park Avenue
Berkeley Heights, NJ 07922
908-464-2700 x2220

From: John Migueis <jm@nj21st.com>
Sent: Friday, July 10, 2026 1:41 PM
To: Angela Lazzari <aLazzari@bhtwp.com>
Subject: RE: OPRA Request

CAUTION: This email has originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and

What we are looking for is the evaluation of the recreation commission and the supporting docs; I just wanted to be sure we were on the same page.

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From: John Migueis <jm@nj21st.com>
To: "Angela Lazzari" <aLazzari@bhtwp.com>
Date: Fri, 10 Jul 2026 13:30:50 -0400
Subject: RE: OPRA Request

Thanks Angela- this looks like more like an MOU or agreement- we would also like the actual work product. Thanks again and have a great weekend

John Migueis
Editor
NJ21st
Independent local journalism
nj21st.com

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From: Angela Lazzari <aLazzari@bhtwp.com>
To: "John Migueis" <jm@nj21st.com>
Date: Fri, 10 Jul 2026 12:41:26 -0400
Subject: RE: OPRA Request

Forgot to attach your OPRA. See attached.

Regards,

Angela Lazzari

Angela Lazzari, RMC
Township Clerk
29 Park Avenue
Berkeley Heights, NJ 07922
908-464-2700 x2220

From: Angela Lazzari
Sent: Friday, July 10, 2026 12:37 PM
To: 'John Migueis' <jm@nj21st.com>
Subject: RE: OPRA Request

John,
To follow up on my previous response to your OPRA request (attached), please see the attached records.

Additionally, I have some additional records that are in the process of being reviewed for responsiveness and possible redactions. I will need additional time to complete this review. I will respond to you by Thursday, July 16th.

Regards,

Angela Lazzari

Angela Lazzari, RMC
Township Clerk
29 Park Avenue
Berkeley Heights, NJ 07922
908-464-2700 x2220

From: Angela Lazzari
Sent: Wednesday, July 8, 2026 10:23 AM
To: 'John Migueis' <jm@nj21st.com>
Subject: RE: OPRA Request

John,
I have received your OPRA, attached. I am processing your request to determine whether or not any responsive records exist. If additional time is needed, I will let you know.
In the meantime, I can quickly provide records for Item #2. See attached.

Regards,

Angela Lazzari

Angela Lazzari, RMC
Township Clerk
29 Park Avenue
Berkeley Heights, NJ 07922
908-464-2700 x2220

From: John Migueis <jm@nj21st.com>
Sent: Tuesday, June 30, 2026 1:31 PM
To: Angela Lazzari <alazzari@bhtwp.com>
Subject: OPRA Request

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Hi Angela please see the attached OPRA request- for any redactions please specify the reason. Thank you

John Migueis
Editor
NJ21st
Independent local journalism
nj21st.com

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1 Attachment(s)

jm_opra.pdf
127.4 KB

Angela Lazzari

From: William Swisher, CPA <wswisher@scnco.com>
Sent: Thursday, February 5, 2026 9:28 AM
To: Liza Viana
Subject: Recreation
Attachments: DRAFT Berkeley Heights 2 5 26.pdf

CAUTION: This email has originated from outside of the organization. Do not click links or open attachments un

See attached

William Swisher
Suplee, Clooney & Company LLC
wswisher@scnco.com

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Angela Lazzari

From: Liza Viana
Sent: Thursday, July 9, 2026 3:15 PM
To: Angela Lazzari
Subject: FW: Audit
Attachments: DRAFT Berkeley Heights 2 5 26[65].pdf

[REDACTED]

Liza Viana
Berkeley Heights Township Administrator
908-464-2700, ext 2232
lviana@bhtwp.com

From: Liza Viana <lviana@bhtwp.com>
Date: Friday, February 27, 2026 at 11:41 AM
To: Mayor Council <MayorCouncil@bhtwp.com>; Angela Lazzari <aLazzari@bhtwp.com>
Cc: Scott Salmon <:ssalmon@jmslawyers.com>
Subject: Audit

My apologies, I thought I sent this earlier, but I did not. Attached is the DRAFT REPORT our auditing firm did of Recreation earlier this year.

Liza Viana
Berkeley Heights Township Administrator
908-464-2700, ext 2232
lviana@bhtwp.com

Angela Lazzari

From: Liza Viana
Sent: Thursday, July 9, 2026 3:17 PM
To: Angela Lazzari
Subject: FW: Recreation Commission Audit
Attachments: DRAFT Berkeley Heights 2 5 26[65].pdf

██████████

Liza Viana
Berkeley Heights Township Administrator
908-464-2700, ext 2232
lviana@bhtwp.com

From: Liza Viana <lviana@bhtwp.com>
Date: Thursday, March 19, 2026 at 3:27 PM
To: SeanMMcDonnell@aol.com <SeanMMcDonnell@aol.com>; Barbara Russo <bRusso@bhtwp.com>; Diane Sherry <cfo@bhtwp.com>
Subject: Re: Recreation Commission Audit

ah yes, sorry about that. Too many things going on!

Liza Viana
Berkeley Heights Township Administrator
908-464-2700, ext 2232
lviana@bhtwp.com

From: SeanMMcDonnell@aol.com <SeanMMcDonnell@aol.com>
Date: Thursday, March 19, 2026 at 12:43 PM
To: Liza Viana <lviana@bhtwp.com>, Barbara Russo <bRusso@bhtwp.com>, Diane Sherry <cfo@bhtwp.com>
Subject: RE: Recreation Commission Audit

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Liza,

I hope all is well. I know you are swamped at the moment, but was the report ever received from the auditor?

Regards,
Sean McDonnell
Berkeley Heights Recreation - Chairman

From: Liza Viana <lviana@bhtwp.com>
Sent: Tuesday, January 6, 2026 8:48 AM

To: SeanMMcDonnell@aol.com; Barbara Russo <bRusso@bhtwp.com>; Diane Sherry <cfo@bhtwp.com>

Subject: Re: Recreation Commission Audit

Hi Sean, Happy New Year! It has not been completed yet, so we don't have the findings. I'll speak to the auditor later today or tomorrow to find out a deliverable timeline.

Liza Viana
Berkeley Heights Township Administrator
908-464-2700, ext 2232
lviana@bhtwp.com

From: SeanMMcDonnell@aol.com <SeanMMcDonnell@aol.com>

Date: Monday, January 5, 2026 at 5:21 PM

To: Liza Viana <lviana@bhtwp.com>, Barbara Russo <bRusso@bhtwp.com>, Diane Sherry <cfo@bhtwp.com>

Subject: Recreation Commission Audit

CAUTION: This email has originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Diane,

Happy New Year!

I understand that a 3rd party audit of the recreation department finances was completed on December 8. Is there a summary report of the findings that can be shared with the recreation commission?

Regards,
Sean McDonnell
Berkeley Heights Recreation - Chairman

Angela Lazzari

From: Liza Viana
Sent: Thursday, July 9, 2026 3:20 PM
To: Angela Lazzari
Subject: FW: Recreation
Attachments: Draft Recreation Letter.pdf

[REDACTED]

Liza Viana
Berkeley Heights Township Administrator
908-464-2700, ext 2232
lviana@bhtwp.com

From: William Swisher, CPA <wswisher@scnco.com>
Date: Thursday, January 15, 2026 at 4:30 PM
To: Liza Viana <lviana@bhtwp.com>
Subject: Recreation

CAUTION: This email has originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Liza, attached is a draft of our letter.

[REDACTED]

Bill

William Swisher
Suplee, Clooney & Company LLC
wswisher@scnco.com

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RE: OPRA Request

jm <jm@nj21st.com >

Angela Lazzari <aLazzari@bhtwp.com >

Tue, 14 Jul 2026 4:53:10 PM -0400

To "John Migueis"<jm@nj21st.com>

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Regards,

Angela Lazzari

Angela Lazzari, RMC
Township Clerk
29 Park Avenue
Berkeley Heights, NJ 07922
908-464-2700 x2220

From: John Migueis <jm@nj21st.com>**Sent:** Friday, July 10, 2026 1:41 PM**To:** Angela Lazzari <aLazzari@bhtwp.com>**Subject:** RE: OPRA Request**CAUTION:** This email has originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know

What we are looking for is the evaluation of the recreation commission and the supporting docs; I just wanted to be sure we were on the same page.

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Date: Fri, 10 Jul 2026 12:41:26 -0400
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Berkeley Heights, NJ 07922
908-464-2700 x2220

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Angela Lazzari, RMC
Township Clerk

29 Park Avenue
Berkeley Heights, NJ 07922
908-464-2700 x2220

From: John Migueis <jm@nj21st.com>
Sent: Tuesday, June 30, 2026 1:31 PM
To: Angela Lazzari <alazzari@bhtwp.com>
Subject: OPRA Request

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John Migueis
Editor
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nj21st.com

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1 Attachment(s)

184_c_Redacted.pdf
422.6 KB

OPRA Request

jm <jm@nj21st.com >

John Migueis <jm@nj21st.com >

Tue, 30 Jun 2026 1:30:37 PM -0400

To "aLazzari"<alazzari@bhtwp.com>

Hi Angela please see the attached OPRA request- for any redactions please specify the reason.
Thank you

John Migueis
Editor
NJ21st
Independent local journalism
nj21st.com

Proud member of

**1 Attachment(s)**

jm_opra.pdf
127.4 KB

Name: John Migueis

- E-mail Address: jm@nj21st.com
- Mailing Address: [REDACTED]
- City: Berkeley Heights State: NJ Zip: 07922
- Telephone: [REDACTED] FAX: _____
- Preferred Delivery: | ☒ E-mail

Certifications

Under penalty of N.J.S.A. 2C:28-3, I certify that I HAVE NOT been convicted of any indictable offense under the laws of New Jersey, any other state, or the United States.

Payment Information

- Maximum Authorization Cost: \$0
- Selected Payment Method: Cash
- Requesting under common law? Yes ☒
- Interest in the subject matter: JOURNALIST. These are records concerning the official actions, public budgeting, and financial decisions of a governing body, and disclosure serves the public interest in transparency and accountability concerning public funds.

Additional Certifications:

- ☒ I certify that these records are for **non-commercial use**.
- ☒ I certify that this request is **not connected to any active or pending lawsuit**.

Pursuant to the Open Public Records Act, N.J.S.A. 47:1A-1 et seq., and the common law right of access, I request the following government records:

Dear Custodian,

Please provide the following records:

1. The full contract, engagement letter, proposal, quote, purchase order, resolution, authorization, or other agreement between the Township and Suplee, Clooney & Company CPA for the Evaluation of the Recreation Commission.
2. All invoices, vouchers, purchase orders, payment approvals, payment records, bill list backup, and supporting documentation for the payments listed as Evaluation of Rec Commission.
3. The final work product produced by Suplee, Clooney & Company CPA, including any report, memorandum, findings, recommendations, analysis, presentation, draft report, final report, spreadsheet, chart, notes, or summary related to the Evaluation of the Recreation Commission.
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5. Any records showing who requested, authorized, approved, scoped, directed, reviewed, or received the Evaluation of the Recreation Commission.
6. Any records identifying the purpose, scope, deliverables, timeline, methodology, interviews, document review, or issues to be examined as part of the Evaluation of the Recreation Commission.

To further clarify - items attached to this line item along with other line related to this vendor and project not yet available to the public via bill list:

SUPPL									
SUPLEE, CLOONEY & COMPANY CPA									
26-01566	06/02/26	EVALUATION OF REC COMMISSION		C26-0003	C				
1	EVALUATION OF REC COMMISSION	\$2,441.25	6-01-20-130-028	B	FIN - Professional Services	R	01/07/26	06/23/26	N
26-01567	06/02/26	EVALUATION OF REC COMMISSION							
1	EVALUATION OF REC COMMISSION	\$800.00	6-01-20-130-028	B	FIN - Professional Services	R	06/02/26	06/23/26	N
Vendor Total:		\$3,241.25							
SURENIAN									
SURENIAN,EDWARDS,BUZAK & NOLAN									
26-01663	06/05/26	April AH Attorney Services		C26-0002	C				

For clarity, this request includes records from **January 1, 2026 through the date this request is fulfilled.**

Please forward this to the correct department if you are not responsible for responding to OPRA requests.

Thank you

A handwritten signature in black ink on a gray and white checkered background. The signature is stylized, starting with a large, sweeping loop on the left, followed by a series of connected, fluid strokes that end in a small, upward-curving flourish on the right.

Signature:

Date: 06/30/2026