

BOROUGH OF BERNARDSVILLE
Mayor & Borough Council Meeting Minutes
November 28, 2022

Mayor Mary Jane Canose called this meeting to order at 7:00 p.m. Present were Council Members Jay Ambelang, Diane Greenfield, Jena McCredie, Chad McQueen, Al Ribeiro, and Christine Zamarra. Also present were John Pidgeon, Borough Attorney, Tom Czerniecki, Administrator, and Anthony Suriano, Borough Clerk.

STATEMENT OF PRESIDING OFFICER

Notice of this meeting was provided to the Bernardsville News and Courier News, filed with the Municipal Clerk and posted on the Municipal Bulletin Board on December 27, 2021.

PLEDGE OF ALLEGIANCE

PRESENTATIONS

Swearing in of John Remian as Chief of Police, John Remian recited the oath of office and was sworn in as Chief of Police.

Eagle Scout Project – Max Bozack, Eagle Scout, discussed a proposed project of cutting down bamboo at the Polo Grounds. He said his intention is to cut down all of the bamboo and he is working with Mike Anderson of the NJ Audubon for assistance with this project. Mayor Canose asked about a document she was asked to sign pertaining to this project that said any fundraising he conducts would be in the Borough's name. Mr. Pidgeon said that is acceptable. Council was supportive of this project.

Somerset County Pill Hill Road Radio Tower, Greg Pasquale and David Frauenheim of Somerset County were present to discuss installing a new radio tower at the Pill Hill Road compost site location. He said this would allow for Police, Fire, and EMS to have more radio coverage as Bernardsville is struggling with radio coverage. Mr. Frauenheim said they are looking at a taller tower of about 150 to 175 feet as the current one is approximately 75 feet. He said they will also expand the wood shed that Bernardsville houses its radio equipment. He said they would have a radio shelter and house Somerset County equipment with Bernardsville's equipment. Bernardsville's equipment would be moved from the current tower to the new tower. Glenn Miller, Fire Chief, spoke in favor of a new radio tower and gave examples of how the current system operates and needs to be improved for safety reasons. Mr. Frauenheim said they would need a resolution authorizing the placement of the new tower and a memorandum of understanding regarding the equipment. Council was supportive of the proposed new radio tower. Mr. Pidgeon will have a resolution and agreement for the next council meeting.

APPROVAL OF MINUTES

Ms. Greenfield moved approval of minutes from September 12, 2022 and September 26, 2022. Ms. Zamarra seconded and the motion was approved with five yes votes.

OPEN SESSION

Mayor Canose opened the meeting to the public.

John Donahue, South Street, encouraged council to have a property survey done for borough property located at 271 Mine Brook Road and 251 Claremont Road. He said this would be helpful as they have made trails in the past only to find out later they were outside of the lines. Mayor Canose said the Public Works Committee is working on this topic.

Fran Daley, Executive Director at the Library, introduced herself to council. She said she has been in that position under a month and it has been a pleasure getting to know the Bernardsville community.

Mark Walden, Liberty Road, asked if there is a plan or a plan being worked on for the facility at the Polo Grounds and upper/lower Evankow as a whole. He said he was unable to find one. Mr. McQueen said we would like to get Mr. Walden's input about lighting. Mr. Czerniecki will meet with Mr. Walden. Mayor Canose said the Open Space/Recreation Master Plan is on our website and asked for it to be better labeled to find more easily.

Olivia Manning, Downtown Bernardsville, explained the route that will be used for the December 3rd holiday parade. She said it would start at 6:00pm in front of Bernardsville Centre on Route 202 and go southbound on Route 202 about a half mile and make a right on Church Street. She said they would go up Church Street and finish at Bernards High School. Council consent was given for this holiday parade route.

Request for Zone Line Adjustment at 477-1 Mine Brook Road (this item was listed as 10A later in the agenda but discussed at this point in the meeting). Alan Bogoevski and De Anna Stephan were present. Mr. Bogoevski said he and his wife are looking at 477-1 Mine Brook Road but the property unfortunately falls in two zones, R1 and R2. He said they were unable to attend the Planning Board meeting when this was discussed. Mr. McQueen asked if this matter could be referred back to the Planning Board to give them a chance to speak about it. Mr. Pidgeon said yes, it could be referred back to the Planning Board with additional information with respect to the deed restriction. Mr. McQueen moved to refer this matter to the Planning Board. Mr. Ribeiro seconded and the motion was approved with six yes votes.

Kerry Haselton, Mine Brook Road, spoke about Resolutions #22-231 and #22-233 which were regarding the designs for utilities for the Pavilion and the contract for architecture. She said it hasn't gone out to bid and was wondering if there were any instructions that Council had given to the two contractors chosen by Doug Walker to do this work. She asked if council gave them any feedback on what they wanted to see come out of the process because normally we would get a chance to see bid specs. Mr. Czerniecki said these are professional contracts in order to develop the specifications in order to go out to bid. Ms. Haselton said she was interested in the utility work because one of the bills on the bill list is to Suburban Engineering for \$9,543. She said that would indicate that some work has already been done or discussions have already taken place. Mr. Czerniecki said that initial work was in order to come up with general estimates of what the cost could be and to give us some detailed questions for when we do the specs.

Kathy Redling, asked if we are considering solar energy in regards to electrical work. Mr. Czerniecki said yes, one of the decisions we made was not to run natural gas to the building so that we can use electricity.

Aaron Duff, Crestview Drive, asked that as we move on from this phase of the engineering of the Polo Grounds facility, from Suburban Engineering's aspect, does that free up them up at this point or in the near future to move onto the next focus of 271 Mine Brook Road and some of the work that needs to get done at that location. Mr. Czerniecki said we are trying to move methodically but there's a good deal riding on the Polo Grounds in terms of other grants and permits that might expire that we've gotten before we started this whole process, so it's important that we get this done and not lose track of achieving that. Mr. Duff encouraged council to think of solutions that might be available to allow the two projects of an entrance at 271 Mine Brook Road and utilities at the Polo Grounds to move at the same time.

Kerry Haselton, Mine Brook Road, said at a recent Planning Board meeting, it was mentioned there would be no traffic study for a project near the Firehouse on Mine Brook Road because it was a state highway. She asked if we knew if there would be a traffic study for a new entrance at 271 Mine Brook Road. Mr. Czerniecki said that project isn't altering traffic patterns, but if we are going to create a left turn on Route 202, that would trigger some regulations that have to be permitted.

Hearing no further comments, Mayor Canose closed the open session.

ORDINANCES (Public Hearing)

Mayor Canose continued the public hearing from October 24, 2022 on Ordinance #2022-1936, **ORDINANCE OF THE BOROUGH OF BERNARDSVILLE, COUNTY OF SOMERSET, NEW JERSEY ADOPTING THE AMENDED REDEVELOPMENT PLAN FOR BLOCK 71, LOT 6 AS SHOWN ON THE OFFICIAL TAX MAP OF THE BOROUGH OF BERNARDSVILLE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.** Hearing no comments Mayor Canose closed the public hearing. It was noted that the Planning Board's resolution pertaining to this ordinance stated that it is not inconsistent with the master plan and also suggested some amendments. Mr. McQueen moved to amend this ordinance (per Planning Board recommendation via Planning Board Resolution #2022-18) and continue the public hearing on the amended ordinance on December 12, 2022 at 7:00pm. Ms. Greenfield seconded and the motion was approved by the following roll call vote. Mr. Ambelang, Ms. Greenfield, Ms. McCredie, Mr. McQueen, Mr. Ribeiro, and Ms. Zamarra voted yes.

ORDINANCES (Introduction)

Mr. McQueen moved that Ordinance #2022-1937, **AMENDING ORDINANCE #2022-1917, WHICH APPROPRIATED \$67,000 FROM THE CAPITAL IMPROVEMENT FUND FOR A RADIO SHED** be introduced by title, passed on first reading, published according to law, and that a public hearing be scheduled for a meeting beginning at 7:00 p.m., Monday,

December 12, 2022. Ms. McCredie seconded and the motion to introduce was approved with six yes votes.

Mr. Ribeiro moved that Ordinance #2022-1938, **AMENDING CHAPTER 3-5.10b OF THE BOROUGH CODE REGARDING REGULATIONS FOR TOWING SERVICE OPERATORS TO ADJUST INSURANCE AND INDEMNITY REQUIREMENTS** be introduced by title, passed on first reading, published according to law, and that a public hearing be scheduled for a meeting beginning at 7:00 p.m., Monday, December 12, 2022. Ms. Greenfield seconded and the motion to introduce was approved with six yes votes.

Ms. Greenfield moved that Ordinance #2022-1939, **APPROPRIATING THE SUM OF \$104,000 FOR THE PURCHASE OF ROAD DEPARTMENT VEHICLES** be introduced by title, passed on first reading, published according to law, and that a public hearing be scheduled for a meeting beginning at 7:00 p.m., Monday, December 12, 2022. Mr. McQueen seconded and the motion to introduce was approved with six yes votes.

Ms. McCredie moved that Ordinance #2022-1940, **AN ORDINANCE ADOPTING RULES AND REGULATIONS FOR THE USE OF BOROUGH TRAILS** be introduced by title, passed on first reading, published according to law, and that a public hearing be scheduled for a meeting beginning at 7:00 p.m., Monday, December 12, 2022. Ms. Greenfield seconded and the motion to introduce was approved with six yes votes.

RESOLUTIONS

- #22-214A AUTHORIZING PAYMENT OF BILLS (as of 11/15/22)**
- #22-214B AUTHORIZING PAYMENT OF BILLS (after 11/15/22)**
- #22-215 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7024-0100, 477-1 MINE BROOK ROAD**
- #22-216 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7045-0100, 203 ROUND TOP ROAD**
- #22-217 RESOLUTION AUTHORIZING THE BOROUGH OF
BERNARDSVILLE TO ACCEPT A SUBGRANT AWARD OF THE
FEDERAL FISCAL YEAR 2022 OF EMERGENCY
MANAGEMENT PERFORMANCE GRANT AND EMERGENCY
MANAGEMENT AGENCY ASSISTANCE**
- #22-218 APPOINTING TIM RICHARD AS OEM COORDINATOR AND
JOHN REMIAN AS OEM DEPUTY COORDINATOR FROM
NOVEMBER 18, 2022 – DECEMBER 31, 2022**
- #22-219 AWARDING A CONTRACT FOR EXCAVATION OF TEST PITS**

- #22-220 AUTHORIZATION OF SEWER REFUND**
- #22-221 AWARDING A CONTRACT FOR SLUDGE REMOVAL**
- #22-222 AUTHORIZING TRANSFER OF FUNDS**
- #22-223 ACCEPTING A \$5,000 DONATION FROM THE
BERNARDSVILLE LAW ENFORCEMENT FOUNDATION**
- #22-224 AUTHORIZING REFUND OF ESCROW FEES - PB
APPLICATION #235 (150 Morristown Road) NEW CINGULAR
WIRELESS PCS, LLC**
- #22-225 RESOLUTION AUTHORIZING THE PROVISION OF A GRANT
PURSUANT TO THE BOROUGH OF BERNARDSVILLE
AFFORDABILITY ASSISTANCE PROGRAM FOR THE OWNER
OF AN AFFORDABLE HOUSING UNIT LOCATED AT 17E FOX
HOLLOW TRAIL, BERNARDSVILLE, NJ 07924**
- #22-226 SETTING FARMERS MARKET FEES FOR 2023**
- #22-227 AWARDING A CONTRACT FOR 2023 EMERGENCY TREE
PRUNING/REMOVAL SERVICES**
- #22-228 RESOLUTION TO CANCEL CERTAIN UNEXPENDED
BALANCES OF CAPITAL ORDINANCES IN THE GENERAL
CAPITAL FUND**
- #22-229 AUTHORIZING AN AGREEMENT WITH THE SOMERSET
HILLS REGIONAL SCHOOL DISTRICT TO PROVIDE SPECIAL
POLICE OFFICERS IN DISTRICT SCHOOLS**
- #22-230 A RESOLUTION TO ADOPT PROCEDURES FOR
ADMINISTRATION AND INSPECTION OF FEDERAL AID
HIGHWAY PROJECTS**
- #22-231 AUTHORIZING A PROFESSIONAL SERVICES CONTRACT
WITH SUBURBAN ENGINEERING, INC. FOR ENGINEERING
SERVICES FOR DESIGN OF INSTALLATION OF UTILITIES
FOR THE PAVILION @ THE POLO GROUNDS**
- #22-232 AUTHORIZING A PROFESSIONAL SERVICES CONTRACT
WITH HQW ARCHITECTS, LLC. FOR ARCHITECTURAL
SERVICES FOR DESIGN OF THE REPLACEMENT OF THE
ASPHALT SHINGLES ON THE LIBRARY ROOF**

#22-233

AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH HQW ARCHITECTS, LLC. FOR ARCHITECTURAL SERVICES FOR DESIGN OF A PAVILION @ THE POLO GROUNDS

Mr. McQueen moved to adopt Resolution #22-214A to #22-233. Ms. Greenfield seconded and the motion was approved by the following roll call vote. Mr. Ambelang, Ms. Greenfield, Ms. McCredie, Mr. McQueen, Mr. Ribeiro, and Ms. Zamarra voted yes.

COUNCIL COMMITTEE REPORTS

Mayor's Update, Mayor Canose said Trunk or Treat and Downtown Trick or Treating was highly successful and thanked Olivia Manning and Leah Horowitz for organizing it. On November 4th, Mayor Canose met with the local Cub Scout Troop that is working on their Arrow of Light. Mayor Canose attended a ribbon cutting at Kiera Elise Collection which is a new bridal shop downtown. Mayor Canose attended two flag ceremonies at Heartworks which they always do for the week of Veterans' Day. Mayor Canose said Leah Horowitz helped organize a retirement lunch for Chief Valentine who recently retired. Mayor Canose said she attended a presentation on combating bias and hate at the Somerset County Prosecutor's Office. Mayor Canose said Downtown Bernardsville recently held a board meeting. Mayor Canose and Mr. Ribeiro attended the New Jersey League of Municipalities conference in Atlantic City. Mayor Canose attended a Somerset County Stigma Free Committee meeting and a Borough Housing Advisory Committee meeting. Mayor Canose attended a reception at the Library for our new Library Executive Direct which was done by the Friends of the Bernardsville Library. Mayor Canose said she was interviewed on a TV program called My Town that is hosted by the Janice Kovach, Mayor of Clinton. She said it is posted on her Facebook page. Mayor Canose said this past Saturday was Small Business Saturday and she did a ribbon cutting for Teggy French which is a pop-up store next to Lupa Apothecary, and will be at the location for a month as they're mostly an online store.

Administrator's Report, Mr. Czerniecki said our Planner, John Szabo, has been working very hard on the Palmer development plan and he is confident that council is going to be satisfied that the points that they wanted to be addressed are going to be addressed. He said he thinks they're going to be done in a way that's very acceptable to all involved. He said he thinks we'll be ready for introduction at the first or second meeting in 2023 and then it will go to the Planning Board. Mr. Czerniecki said regarding Best Practices, he wanted to thank CFO Leslie Roberson as she has to track down each item and document them. He said she puts her name on the line certifying that they're met and we met our score with room to spare. Mr. Czerniecki said the borough took over the 63 Bernards Avenue apartments and it was very difficult to find a property management company with only four tenants. He said the borough has been working to hold that for a while until we can identify someone or sell the property. He said we are taking a tour of the property tomorrow. Mr. McQueen asked when the property transitions to the affordable housing company. Mr. Pidgeon said it depends on whether or not RPM gets their tax credits and they should find out in December. Mr. Czerniecki said we are collecting rent on the units that have tenants. Regarding the Boylan Terrace improvement project, Mr. Czerniecki said Doug

Walker had to write a manual to satisfy the federal government about how work flows in our organization so they know that we're capable of actually doing the project. Mr. McQueen asked if we have to bond in next year's budget for this project. Mr. Czerniecki said we should have enough money to fund it as we know that the federal grant money will be reimbursed to us. Mr. Czerniecki congratulated Mayor Canose, Mr. McQueen, and Ms. McCredie on their re-election in the General Election.

Municipal Attorney Report, there were no comments or questions on Mr. Pidgeon's report.

Mr. Ribeiro moved to accept the monthly reports as listed on the agenda. Ms. McCredie seconded and the motion was approved with six yes votes.

COUNCIL COMMITTEE REPORTS

Public Safety Committee, Ms. McCredie said the committee has not met since the last report but they will have an upcoming meeting.

Finance Committee, Mr. McQueen said the committee has not met since the last report and will be meeting soon to discuss the 2023 budget.

Organization Development and Personnel Committee, Ms. Zamarra said the committee has not met since the last report.

Engineering, Technology, and Public Works Committee, Ms. Greenfield said the committee is requesting a traffic study of lower Childs Road at the County's expense as they have a traffic engineer. She said the lower Childs Road and Old Army Road information including engineering reports with preliminary estimates as well as studies done by RideWise has been sent to the Chief and Public Safety Committee for their input on measures that can be employed short of sidewalks. Regarding Bernards Avenue, Ms. Greenfield said the project went out to bid ahead of schedule on October 27th. She said the bids are to be received on December 1st and the award for council consideration is scheduled for the December 12th council meeting. She said the plans will then be submitted to NJDOT for approval on December 14th. She said the pre-construction meeting is going to be tentatively on January 23, 2023 and construction will be weather dependent, beginning on or about April 17, 2023. Ms. Greenfield said we're currently waiting for Grant award notifications for the Bernards Avenue neighborhood project. She said the notifications are coming a little bit late this year and we had applied for a \$250,000 grant to help offset the cost of this project. She said when we receive the grant notification, the plans will be sent to NJDOT for final approval as required by the grants guidelines. Once NJDOT approval is received, the project will go out to bid. Regarding the Mountain Top Road supplemental drainage project, Ms. Greenfield said work was completed on November 22nd. Ms. Greenfield said signage for the five corners intersection were sent to the county for final approval. Regarding the pickleball court, Ms. Greenfield said the asphalt was placed and there are some small ponding concerns which will need to be addressed in the spring. She said a purchase order is in place to repair the driveway apron and sidewalk along Seney Drive. Regarding dam remediation, Ms. Greenfield said we're awaiting the borough's Highlands zoning review from

Van Cleef Engineering. She said the Highlands is potentially our largest grant opportunity to help offset the cost of the dam remediation project. She said the committee also discussed having an informational session for residents of Bernards Avenue and the neighboring streets to discuss timelines and what will be happening in that area during 2023. Mr. Ribeiro said this is a major undertaking and a priority of council this year. He said we're investing a lot of funding into it with the grants and there's a lot of excitement in that neighborhood but also a lot of confusion. He said something that is this impactful will not only be positively transformative but there's also ancillary discussions that need to happen. He said the Public Works Committee was very supportive of a January meeting on a week with no council meeting, to be located possibly at the church on Bernards Avenue. He said we can invite the residents to come together and have Doug Walker and/or someone from the Borough present for the discussion. He said we can discuss in detail what it took to get to this point from a financial perspective, what the RFP process looked like, what the timeline looks like for construction, and how it will impact both residents and businesses in the area. Mr. Ribeiro said he asked Mr. Czerniecki to reach out to JCP&L about storm preparedness as we're about to enter the winter season. He said we've already had some outages in town and we want to be able to ask JCP&L now about what they're doing around storm preparedness and anything that we need to consider. He said we want to make sure that our residents are prioritized as we enter the winter season. Mayor Canose said we should also ask JCP&L for better lighting at new crosswalk on Route 202.

OTHER COMMITTEE REPORTS

Planning Board, Mr. McQueen said the Board has been meeting a lot and has three primary applications. He said the major applications are the Essex building, Equinet, and Greyfield Management which is near the Firehouse. He said nothing has been approved and they are deliberating.

Board of Health, Mr. Ribeiro said September and October are some of the busiest months for the Health Officer with the beginning of school and looking particularly at the inspection of kitchens. He said there are no major concerns. He said they are monitoring the flu outbreak but nothing is unusual. He said they are going to be conducting a rabies clinic in January. He said 2023 is the last year of our shared service agreement with the Bernards Township Board of Health, so council will start to begin the process of evaluating that agreement.

Environmental Commission, Mr. Ambelang said the Environmental Commission met in person and is focusing on how they can support the startup of the Green Team. Regarding 106 Mine Brook Road, Mr. Ambelang said that is now considered a minor location given the frontage and they do not have to have a plan to handle impervious coverage. Mr. McQueen said they don't have to have a major stormwater plan. Mr. Ambelang asked if they can adjust the size of the lot. Mr. McQueen said they technically changed the structure so that way it was no longer a major subdivision and is now a minor subdivision. Mr. Ambelang said he knows that multiple minor subdivisions will eventually create issues from a stormwater perspective, so if there's anything they can do to influence that either with the Planning Board or with the Council, it would be helpful. Mr. McQueen said it's most likely a town issue and if we're interested in changing our ordinances, he is not in favor of changing the rules midway, but if we're going to change the rules for the whole town, he would be willing to consider it.

Trails Committee, Ms. Greenfield said she is currently working with Chris D'Amato to get information compiled by the committee onto the Borough website. She said there will be information on the borough owned trails which include the trails rules, difficulty of the trail, and a brief history. Ms. Greenfield thanked Kerry Haselton and Aaron Duff for their contributions for the history of the trails. She said they are also getting estimates to have Peters' Tract and 275 Mine Brook Road properly surveyed before creating additional trails on these properties or making connections to other trails.

Housing/Zoning Committee and HPAC, Ms. Greenfield said the committees met but have nothing new to report. She said each of these committees has openings for volunteers if interested.

Library Board, Ms. McCredie said this past meeting was new Director, Fran Daley's first. Ms. McCredie said the Friends of the Bernardsville Library have an item of business that is on this agenda later in the meeting. She said about 15 of the 23 lights outside of the library are out. Fran Daley said that John Macdowall was reviewing whether or not it was a ballast or circuit issue.

ITEMS OF BUSINESS

Lot 477-1 Mine Brook Road, Request for Zone Line Adjustment at 477-1 Mine Brook Road

This item was discussed earlier in the meeting in Open Session.

Shamrock Shuffle

Hilary Dudley was present representing the School of St. Elizabeth and discussed a request to hold the Shamrock Shuffle (2 mile walk and 5K run) on March 18, 2023. The location is Seney Drive from Anderson Hill Road to Claremont Road and Post Kunhardt between Mine Mount and Berkshire. A certificate of insurance and hold harmless agreement will be required from the School of St. Elizabeth and they will also work with the Police Department regarding road closings. Council consent was given for this event.

Best Practices

Each year, the State of NJ provides question to every municipality and the number of yes answers equals a score that dictates state aid amounts. For 2022, Bernardsville is required to score 24 or more to get full state aid and scored 33.5 to get the full amount. Mayor Canose asked about the questions regarding cyber security. Mr. Czerniecki said IT Specialist, Chris D'Amato, is constantly updating our system and informs employees whenever something exists that could comprise our computer system. Mr. Czerniecki thanked Leslie Roberson for her hard work in sending out emails and collecting the answers to all the questions from various departments.

Raritan Headwaters Association Annual Stream Cleanup

Council discussed a request for a \$1,000 donation from Raritan Headwaters Association for their Annual Stream Cleanup. It was noted that in the past, the Borough would ask Raritan Headwaters Association for an itemized list of what they would provide to the Borough since the Borough is not able to make a donation. Mr. Suriano said he had sent a request for an itemized list and is awaiting a response. There were no objections from council for paying the requested \$1,000 once the list is received.

Friends of the Bernardsville Library – Request for Mini Golf Adult Night, 2/4/23

Council consent was given for the request from Friends of the Bernardsville Library to hold a mini-golf adult night at the Library on February 4, 2023. It was noted a Social Affairs Permit must be obtained through the NJ Division of ABC.

2023 Reorganization/Meeting Dates

A draft of the 2023 Borough Council meeting dates were discussed, with Reorganization set for January 3, 2023 at 7:00pm. A resolution will be on the next council agenda for adoption.

Request from Bernardsville Garden Club for Temporary Signs for More Days than Allowed Per Ordinance

Council consent was given to approve the display of the Bernardsville Garden Club's sign at Olcott Square for longer than the 14 day period per ordinance and that the requestor should be notified to remove the sign after the holidays are over. It was also noted to remove any signs at Olcott Square that have not been granted permission to be displayed.

Green Team Appointments (Shannon Tobin, Claire Taylor, Diane Vaglio, Michael Schatzki)

Mr. Ambelang moved to appoint Shannon Tobin, Claire Taylor, Diane Vaglio, and Michael Schatzki to the Green Team for 2022. Ms. Greenfield seconded and the motion was approved with six yes votes.

Correspondence - None

Unfinished Business - None

New Business – None

OPEN SESSION

Mayor Canose opened the meeting to the public.

Kathy Peachy, Chilton Street, congratulated the Mayor and two councilmembers (Mr. McQueen and Ms. McCredie) on being re-elected. Ms. Peachy said it was nice to see Chief Remian get sworn in at tonight's meeting. Ms. Peachy said that it was mentioned that it was difficult to find the Master Plan for the Polo Grounds and Pavilion. She said she looks forward to being able to see something online in the future. Ms. Peachy said she appreciated Mr. Ribeiro's suggestion for the community meeting about Bernards Avenue. She said it was a really nice idea and felt that bilingual representation is necessary. Ms. Peachy asked if the borough is going to help the current tenants of 63-73 Bernards Avenue relocate when the time comes. Mr. Pidgeon answered yes, we have to by law. Ms. Peachy asked about the Eagle Scout project from earlier in the meeting and how the bamboo would be removed. It was noted that it wasn't stated by Max Bozack but he said he would have equipment when removing the bamboo and have assistance from a retired staff member of the NJ Audubon. Ms. Peachy asked who Mayor Canose mentioned earlier that was leaving the Planning Board. Mayor Canose said Dot Paluck. Ms. Peachy spoke about the three developments, Essex, Equinet, and Mine Brook Road. Ms. Peachy suggested considering extending the holiday displays, such as wreaths, through the gateways on the north and south end of town.

Olivia Manning, Downtown Bernardsville and Orchard Street resident, said access to power is the number one item in making the whole community uniform with respect to extending the holiday decorations along Route 202. She said it's on Downtown Bernardsville's radar and hopefully it will happen someday. She said if anyone knows of any grants that are available or upcoming, they are always happy to work on writing them.

Mayor Canose said she, Olivia Manning, and Leah Horowitz decorated the Downtown Bernardsville tree at the Festival of Trees at the Environmental Center.

Kathy Redling, said the three properties the Environmental Commission is more concerned about because of proximity to streams are 106 Mine Brook Road, 25 Claremont Road, and 55 Claremont Road. She said for a new construction, porous asphalt is exactly the same as standard asphalt. She said the Environmental Commission would like to keep flooding out of The Station's lower level. Mayor Canose thanked Ms. Redling and said she appreciates the Environmental Commission being involved in the planning process.

Regarding downtown plans Mr. McQueen said he does not like to change the rules midstream. He said at the Planning Board, someone brought out the concept of density and if there are additional considerations that need to be taken as a council, it should be taken globally.

Kerry Haselton, Mine Brook Road, said she understands Mr. McQueen's point of not changing the rules midstream on a development that is already underway and under certain guidelines and ordinances. She said now that we have an ordinance and we're seeing issues with it, maybe we have to look at possibly tweaking or changing that ordinance. She said if we're going to take another look at ordinances, there is a difference between a lot that has a stream or river running through it that's on a cliff and one that's flat just from a water protection perspective. She said this is the water that everyone relies on downstream and it's up to all of us to protect it.

Hearing no further comments from the public, Mayor Canose closed the open session.

CLOSED SESSION

It was moved to adjourn to an executive session to consider Anticipated Litigation and that the time when and circumstances under which the matter can be disclosed to the public is when it is finally resolved. The motion was seconded and approved with six yes votes.

ADJOURNMENT

The meeting was adjourned at 9:50pm.
