

BOROUGH OF BERNARDSVILLE
Mayor & Borough Council Meeting Agenda
December 14, 2020 – 7:00 p.m.

1. CALL MEETING TO ORDER

Mayor Mary Jane Canose
Council Member John Donahue
Council Member Jeffrey Hammond
Council Member Jena McCredie
Council Member Chad McQueen
Council Member Thomas O’Dea
Council Member Christine Zamarra

2. STATEMENT OF PRESIDING OFFICER

Notice of this meeting was provided to the Bernardsville News, Courier News and the Star Ledger, filed with the Municipal Clerk and posted on the Municipal Bulletin Board on January 3, 2020 and revised on October 10, 2020.

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS

5. OPEN SESSION

To make a comment or ask a question during the meeting, please raise your hand using one of the following alternatives:

1. Windows or Mac platform: Click on “Participants” at the bottom of the screen, then click on “raise hand.” (Windows shortcut: Alt+Y; Mac shortcut: Option+Y).

2. Android or iOS device: Click on “raise hand” in the bottom left corner of your screen.

*3. Telephone: Press *9.*

The host will be notified that you have raised your hand. When it is your turn to speak, you may be prompted to unmute yourself. While unmuted, your profile picture and name will be displayed to the host and panelists (or a portion of your phone number if participating by telephone) but you will not be visible.

In lieu of speaking at the meeting, members of the public may email their questions or comments to the Borough Clerk at asuriano@bernardsvilleboro.org. Written questions or comments must be submitted by noon the Wednesday preceding the meeting.

Spoken comments will be limited to three minutes per speaker. Any written questions or comments received prior to noon on the Wednesday preceding the meeting will be read or summarized on the record after all spoken comments have been made.

Comments unrelated to a governmental issue, or comments containing offensive, profane or indecent language or language constituting hate speech, will not be accepted.

If providing a comment or asking a question in writing, include your name, address, and the subject of your comment or question.

Please note that the “chat” and “Q&A” functions will be disabled during the meeting.

6. ITEMS OF BUSINESS

6A. ORDINANCES (Public Hearing)

Discussion on Ordinance #2020-1864

Mayor to continue public hearing from November 23, 2020 on Ordinance #2020-1864, **REQUIRING RECORDED DEED DECLARATIONS FOR PRIVATE STORMWATER MANAGEMENT FACILITIES AND SUPPLEMENTING AND AMENDING CHAPTER 12 OF THE BOROUGH CODE ENTITLED “ZONING”**

Mayor to close public hearing

I move to pass Ordinance #2020-1864 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open public hearing on Ordinance #2020-1865, **AN ORDINANCE APPROPRIATING \$45,000 FROM THE BOROUGH OPEN SPACE TRUST FUND FOR REPAIRS AND IMPROVEMENTS TO THE MUNICIPAL POOL COMPLEX.**

Mayor to close public hearing

I move to pass Ordinance #2020-1865 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open public hearing on Ordinance #2020-1866, **REMOVING THE DESIGNATION OF BERNARDS AVENUE AS A THROUGH STREET, DESIGNATING CERTAIN BERNARDS AVENUE INTERSECTIONS AS STOP INTERSECTIONS AND SUPPLEMENTING AND AMENDING CHAPTER 7 OF THE BOROUGH CODE ENTITLED "TRAFFIC"**

Mayor to close public hearing

I move to pass Ordinance #2020-1866 on final reading and adopt as published:
Second:
Roll call vote:

Mayor to open public hearing on Ordinance #2020-1867, **AN ORDINANCE PERMITTING "OPEN" SIGNS IN THE DOWNTOWN DISTRICT AND SUPPLEMENTING AND AMENDING ARTICLE 12 OF THE BOROUGH LAND USE REGULATIONS ENTITLED "ZONING"**

Mayor to close public hearing

I move to pass Ordinance #2020-1867 on final reading and adopt as published:
Second:
Roll call vote:

ORDINANCES (Introduction)

I move that Ordinance #2020-1868, **CREATING ONE NEW CAPTAIN POSITION AND ELIMINATING ONE LIEUTENANT POSITION IN THE POLICE DEPARTMENT AND AMENDING CHAPTER 2 OF THE BOROUGH CODE ENTITLED "ADMINISTRATION"**, 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 28, 2020.

Second:
Voice Vote:

I move that Ordinance #2020-1869, **CONCERNING FIRE PREVENTION FEES AND AMENDING CHAPTER 15 OF THE BOROUGH CODE ENTITLED "FIRE PREVENTION"**, 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 28, 2020.

Second:
Voice Vote:

6B. RESOLUTIONS

- #20-285 AUTHORIZING PAYMENT OF BILLS**
- #20-286 ACCEPTING A DONATION FOR THE ENVIRONMENTAL COMMISSION CLASS OF 2020 GARDEN**
- #20-287 AUTHORIZING THE BOROUGH OF BERNARDSVILLE OFFICE OF EMERGENCY MANAGEMENT TO ACCEPT FUNDS FROM A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2020 EMERGENCY MANAGEMENT AGENCY ASSISTANCE PROGRAM FUNDING AND FOR THE CHIEF FINANCIAL OFFICER TO AMEND THE BUDGET AND CERTIFY THE AVAILABILITY OF FUNDS**
- #20-288 AUTHORIZATION OF TAX REFUND**
- #20-289 AUTHORIZING THE CANCELLATION OF SMALL BALANCES ON TAX AND SEWER UTILITY ACCOUNTS**
- #20-290 2021 SCHEDULE OF MEETINGS OF THE MAYOR AND COUNCIL**
- #20-291 AMENDING THE AMOUNT NOT TO EXCEED IN THE JOINT AGREEMENT WITH MULTIPLE MUNICIPALITIES (INCLUDING BEDMINSTER TOWNSHIP) AND BEVAN, MOSCA, & GIUDITTA AND EXETER ASSOCIATES, INC.**
- #20-292 AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT 04-280-7000-0017 FOR THE PATEL RESIDENCE FOR 391 MENDHAM RD.**
- #20-293 AUTHORIZING SHARED SERVICES AGREEMENT WITH BERNARDS TOWNSHIP FOR FIRE PREVENTION (EXTENSION TO MARCH 31, 2021)**
- #20-294 ACCEPTING A DONATION TO THE BERNARDSVILLE POLICE DEPARTMENT**

- #20-295 AUTHORIZING TRANSFER OF FUNDS**
- #20-296 AUTHORIZING CANCELLATION OF CHECKS**
- #20-297 AUTHORIZING THE CANCELLATION OF UNSPENT BUDGET APPROPRIATIONS**
- #20-298 AUTHORIZING REFUND OF OVERPAYMENT OF 2020 TAXES FOR NJ TAX COURT APPEAL, 96 CLARK ROAD**
- #20-299 APPOINTING A MUNICIPAL COURT JUDGE**
- #20-300 APPOINTING A MUNICIPAL PROSECUTOR FOR SHARED MUNICIPAL COURT FROM JANUARY 1, 2021 TO DECEMBER 31, 2021**
- #20-301 APPOINTING A PUBLIC DEFENDER FOR SHARED MUNICIPAL COURT FROM JANUARY 1, 2021 TO DECEMBER 31, 2021**
- #20-302 ADOPTING REMOTE WORK POLICY**
- #20-303 DEMANDING THAT THE NEW JERSEY STATE LEGISLATURE ACCEPT ITS RESPONSIBILITY TO ADMINISTER THE PROVISIONS OF THE AFFORDABLE HOUSING ACT AND STAY FURTHER ACTION UNTIL SUCH TIMES AS IT HAS PROMULGATED RULES GOVERNING ITS IMPLEMENTATION**
- #20-304 AUTHORIZING ISSUANCE OF REQUEST FOR PROPOSALS TO FACILITATE THE REDEVELOPMENT OF QUIMBY LANE**
- #20-305 REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATIONS PER NJSA 40A:4-87 STATE OF NEW JERSEY DONATION TO POLICE DEPARTMENT**

I move to adopt Resolutions #20-285 to #20-305

Second:

Roll call vote:

6C. Proposed Detour: Route 202 Bridge over North Branch of Raritan River

6D. 2021 Field Fertilization Treatments

6E. Mayor's Update

6F. Correspondence

6F (1). Letter from Terry Thompson Regarding Block 71, Lot 6

6G. Unfinished Business

6H. New Business

7. **CLOSED SESSION**

Council Member _____ moves, to adjourn to an executive session to consider:

Personnel Matters

(Collective Bargaining, Contract negotiations, Personnel Matters, Pending or Anticipated Litigation, Property Acquisition, Attorney/Client Privilege), and that the time when and circumstances under which the matter can be disclosed to the public is when it (they) are finally resolved.

Second:

Voice Vote:

8. **REOPEN AND ADJOURNMENT**

121420ag

**BERNARDSVILLE BOROUGH
ORDINANCE #2020-1864**

**REQUIRING RECORDED DEED DECLARATIONS FOR PRIVATE STORMWATER
MANAGEMENT FACILITIES AND SUPPLEMENTING AND AMENDING CHAPTER
12 OF THE BOROUGH CODE ENTITLED “ZONING”**

WHEREAS, the Borough Zoning Officer, the Borough Zoning Enforcement Officer and the Borough Engineer have recommended that the stormwater management ordinance be amended to require homeowners to deed record stormwater maintenance plans;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, New Jersey that Chapter 12 of the Borough Land Use Ordinance entitled “Zoning” is hereby supplemented and amended as follows:

Section 1. Paragraph “b” of subsection 12-29.3 entitled “Operation and Maintenance of Stormwater Management Facilities” is hereby supplemented and amended to read as follows:

“b. Private entity is required to ensure adequate long term operation as well as preventative and corrective maintenance (including replacement) on all stormwater management facilities (Best Management Practices). The Operation and Maintenance Manual for all projects shall include forms to be submitted to the Borough Engineer by April 1 of each year. These inspection and maintenance forms shall report the maintenance of the system throughout the year. The private entity shall be required to record a declaration on the deed for the property requiring present and future owners of property containing private stormwater management facilities to maintain such facilities in accordance with an Operations and Maintenance Plan and the Stormwater Management Ordinance, section 12-29.3 et seq. of the Bernardsville Land Development Ordinance¹, and to file an annual report with the Borough Engineer on April 1 of each year describing maintenance activities for the previous 12 months. Neither a Certificate of Occupancy nor a Certificate of Approval shall be issued until this is finalized.”

Section 2. Any or all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

¹ This requirement applies only to stormwater facilities installed after the effective date of this ordinance.

Section 3. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 4. This ordinance shall become effective immediately upon final passage and publication as required by law or upon approval by the New Jersey Commissioner of Transportation, whichever is later.

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

By: Mary Jane Canose, Mayor

Introduction:
1st Publication:
Public Hearing and Adoption:
2nd Publication:

**BERNARDSVILLE BOROUGH
ORDINANCE #2020- 1865**

**AN ORDINANCE APPROPRIATING \$45,000 FROM THE BOROUGH OPEN SPACE
TRUST FUND FOR REPAIRS AND IMPROVEMENTS TO THE MUNICIPAL POOL
COMPLEX**

WHEREAS, 20% of Open Space Trust Fund moneys acquired prior to 2020, and 100% of the Borough's Open Space Trust Fund moneys acquired from 2020 forward, may be used for the development of lands acquired for recreation and conservation purposes; and

WHEREAS, "development" was defined in the 2008 public question to mean:

"[A]ny improvement to a land...area of eligible Borough property that is designed to expand or enhance its utilization for outdoor recreation...purposes and shall include the construction, renovation, or repair of any such improvement. This term may include any of the following types of ancillary improvements to eligible Borough properties: roadways, parking, landscaping, fencing, lighting, utilities, structures, and any other improvement that expands or enhances the use of property for outdoor recreation...purposes"; and;

WHEREAS, the Borough Pool Complex is classified as Open Space and is eligible for said funding; and

WHEREAS, there are several repairs and improvements that are necessary to maintain the functionality and safety of the municipal pool and its facilities; and

WHEREAS, the Borough has deemed these projects to be necessary and/or valuable developments to its open space inventory,

NOW THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey as follows:

Section 1. Forty-Five Thousand (\$45,000) dollars is hereby appropriated from the Borough Open Space Trust fund to fund the developments described above.

Section 2. Any or all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 3. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section

or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder of any portion thereof.

Section 4. This ordinance shall become effective immediately upon final passage and publication as required by law.

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

ATTEST:

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

Introduction: _____

First Publication: _____

Public Hearing and Adoption: _____

2nd Publication: _____

**BERNARDSVILLE BOROUGH
ORDINANCE #2020-1866**

REMOVING THE DESIGNATION OF BERNARDS AVENUE AS A THROUGH STREET, DESIGNATING CERTAIN BERNARDS AVENUE INTERSECTIONS AS STOP INTERSECTIONS AND SUPPLEMENTING AND AMENDING CHAPTER 7 OF THE BOROUGH CODE ENTITLED "TRAFFIC"

WHEREAS, Bernards Avenue no longer qualified as a "through street" once Ordinance #2019-1921 created a four-way stop intersection at Bernards Avenue/Garibaldi Street; and

WHEREAS, the Center Street, the West Street, the Hill Street and the Maple Street intersections with Bernards Avenue, therefore, need to be designated as stop intersections;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, New Jersey that Chapter 7 of the Borough Code entitled "Traffic" is hereby amended as follows:

Section 1. §7-12 entitled "Through Streets" is amended by deleting Bernards Avenue:

<u>Name of Street</u>	<u>Limits</u>
Bernards Avenue	Between Pine Street and Mount Airy Road

Section 2. §7-13 entitled "Stop Intersections" is hereby supplemented and amended by adding the following intersections in alphabetical order:

<u>Intersection</u>	<u>Stop Sign On</u>
Bernards Avenue and Center Street	Center Street (southerly approach facing northbound traffic). Center Street Extension (northerly approach facing southbound traffic)
Bernards Avenue and Grove Street	Grove Street
Bernards Avenue and Hill Street	Hill Street (northerly approach facing southbound traffic)
Bernards Avenue and Maple Street	Maple Street
Bernards Avenue and West Street	West Street

Section 3. Regulatory and warning signs conforming to the current manual on Uniform Traffic Control Devices for Streets and Highways shall be erected and maintained to effect the above regulation.

Section 4. Any or all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 5. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 6. This ordinance shall become effective immediately upon final passage and publication as required by law or upon approval by the New Jersey Commissioner of Transportation, whichever is later.

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

**BERNARDSVILLE BOROUGH
ORDINANCE #2020-1867**

**AN ORDINANCE PERMITTING “OPEN” SIGNS IN THE DOWNTOWN DISTRICT
AND SUPPLEMENTING AND AMENDING ARTICLE 12 OF THE BOROUGH LAND
USE REGULATIONS ENTITLED “ZONING”**

WHEREAS, the governing body recently adopted Ordinance 2020-1859 entitled “An Ordinance ‘Supplementing and Amending Article 12 of the Borough Land Use Ordinance entitled ‘Zoning’, Section 12-23.5 Signage””; and

WHEREAS, Ordinance 2020-1859 inadvertently did not include a section permitting “open” signs in the downtown district; and

WHEREAS, the governing body wishes to correct that oversight;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Article 12 of the Borough Land Use Ordinance is hereby supplemented and amended as follows:

Section 1. Paragraph “f” entitled “Signs in the Downtown District” of subsection 12-23.15 entitled “Signs” is hereby supplemented and amended by adding a new subpart “6” in subparagraph “(g)” entitled “Window Signs” in paragraph “2” entitled “Permitted Signs”, which reads as follows:

12-23.15 Signs.

f. Signs in the Downtown District. In addition to applicable provisions in this section, signage in the Downtown District shall comply with the following:

2. Permitted Signs. *In addition to the standards in this section, the following signs and associated standards shall apply to signage in the Downtown District. Where standards below conflict with other standards in this Chapter, the standards for signs in the Downtown District shall control.*

(g) Window Signs

(1) *Window signs shall be permitted only in ground floor windows.*

(2) *The content of window signs in the Downtown Districts shall be limited to the name of the entity, the date the business was established, a logo, and the street number of the premises.*

(3) *Permanent signs shall be either etched or painted on the window.*

(4) *Signs may not cover more than 20% of the area of the window.*

(5) *In addition to the signs permitted above: restaurants may place in the window a current menu of no greater than two pages sized 8.5 inches by 14 inches; and movie theaters may place standard sized movie posters.*

(6) *In addition to the signs permitted above, businesses in the Downtown Districts may have one illuminated "open" sign, not to exceed 12 inches by 36 inches in area.*

Section 2. Any or all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 3. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 4. This ordinance shall become effective immediately upon final passage and publication as required by law.

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

ATTEST:

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

1st Reading and Introduction: _____

1st Publication: _____

Referral to Planning Board: _____

Notice to County Planning Board Prior to Adoption: _____

Notice to Clerks of Adjoining Municipalities (if required): _____

Notice to Affected Property Owners (if required): _____

2nd Reading and Adoption: _____

2nd Publication: _____

Filing with County Planning Board: _____

**BERNARDSVILLE BOROUGH
ORDINANCE #2020-1868**

**CREATING ONE NEW CAPTAIN POSITION AND ELIMINATING ONE
LIEUTENANT POSITION IN THE POLICE DEPARTMENT
AND AMENDING CHAPTER 2 OF THE BOROUGH CODE
ENTITLED "ADMINISTRATION"**

WHEREAS, N.J.S.A. 40A:14-118 provides that:

“The governing body of any municipality, by ordinance, may create and establish, as an executive and enforcement function of municipal government, a police force, whether as a department or as a division, bureau or other agency thereof, and provide for the maintenance, regulation and control thereof. Any such ordinance shall, in a manner consistent with the form of government adopted by the municipality and with general law, provide for a line of authority relating to the police function and for the adoption and promulgation by the appropriate authority of rules and regulations for the government of the force and for the discipline of its members. The ordinance may provide for the appointment of a chief of police and such members, officers and personnel as shall be deemed necessary”; and

WHEREAS, the New Jersey Supreme Court in Reuter v. The Borough Council of The Borough of Fort Lee, 167 N.J. 38, 41 (2001), held that the plain language of N.J.S.A. 40A:14-118 and the policies underlying it require the type and number of police positions to be created by ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Chapter II of the Borough Code entitled “Administration” is hereby amended as follows:

Section 1. Subsection 2-24.1 “Establishment” in §2-24 entitled “Police Department” is amended to read as follows:

2-24.1 Establishment. There is hereby created in and for the Borough of Bernardsville a police department which shall include the following sworn officers:

One (1) Chief of Police
One (1) Captain
~~Two (2)~~ One (1) Lieutenant
Six (6) Sergeants
Eleven (11) Patrol Officers

Section 2. Any or all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 3. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 4. This ordinance shall become effective immediately upon final passage and publication as required by law.

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Clerk

By: _____
Mary Jane Canose, Mayor

Introduction:

1st Publication:

Public Hearing and Adoption:

2nd Publication:

**BERNARDSVILLE BOROUGH
ORDINANCE #2020-1869**

**CONCERNING FIRE PREVENTION FEES AND AMENDING CHAPTER 15 OF THE
BOROUGH CODE ENTITLED "FIRE PREVENTION"**

WHEREAS, Fire Chief Glenn Miller has recommended that the annual registration fees for Certificates of Registration with the Fire Prevention Bureau be amended;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Chapter XV of the Borough Code entitles "Fire Prevention" be amended as follows:

Section 1. Section 15-8 entitled "Certificate of Registration; Fees" is hereby amended to read as follows:

§ 15-8 CERTIFICATE OF REGISTRATION; FEES.

- a. The owners/tenants of all businesses, occupancies, buildings, structures, or premises required to be inspected under Section **15-3** and determined not to be Life Hazard Uses that are registered with the New Jersey Division of Fire Safety, shall register with the Fire Prevention Bureau upon forms provided by it for that purpose. It shall be deemed a violation of this section for an owner/tenant to fail to return such forms to the Fire Prevention Bureau within 15 days of receipt. If ownership is transferred, whether by sale, assignment, gift, intestate succession, devise, reorganization, receivership, foreclosure, execution process or any other method, the new owners/tenants shall immediately notify the Fire Prevention Bureau of the new ownership/tenancy and shall register with it.

Annual Registration Fee:

1. Business occupancies, buildings, or other structures subject to this chapter up to ~~2,500~~ 500 square feet of occupiable space: \$50.
2. Business occupancies, buildings, or other structures subject to this chapter between ~~2,501~~ 501 square feet and ~~5,000~~ 1,000 square feet of occupiable space: \$75.
3. Business occupancies, buildings, or other structures subject to this chapter between ~~5,001~~ 1,001 square feet and ~~10,000~~ 3,500 square feet of occupiable space: ~~\$100~~ \$150.

4. Business occupancies, buildings, or other structures subject to this chapter between ~~10,001~~ 3,501 square feet and ~~20,000~~ 10,000 square feet of occupiable space: ~~\$200~~ \$300.
5. Business occupancies, buildings, or other structures subject to this chapter between ~~20,001~~ 10,001 square feet and ~~50,000~~ 30,000 square feet of occupiable space: ~~\$300~~ \$500.
6. Business occupancies, buildings, or other structures subject to this chapter ~~between~~ ~~50,001~~ over 30,001 square feet ~~and 100,000 square feet~~ of occupiable space: ~~\$400~~ \$800.
7. All multiple family buildings which have interior common areas: \$100.
8. All ~~Use Groups, H, F, S, and U~~ commercial farms as defined in the New Jersey Uniform Construction Code: ~~\$100~~ \$50.
9. All Owners of multi-tenant commercial buildings, condominiums or residential apartment complexes, where the Owner is responsible for common and assembly areas, fire alarm systems, fire protection systems, and/or alarms, elevators, mechanical and electrical equipment rooms: \$100.
 - b. All Tax Exempt Properties shall be exempt from the annual registration fee but are required to submit registration forms to the Local Enforcing Agency and/or Fire Marshal within 30 days or be in violation of this chapter.
 - c. The Fire Prevention Bureau shall be responsible for the collection of fees and shall remit them promptly to the Treasurer of the Borough of Bernardsville within the time period as provided by law.

Section 2. In all other respects, Chapter XV of the Borough Code shall remain unchanged.

Section 3. Any or all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 4. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 5. This ordinance shall become effective immediately upon final passage and publication as required by law.

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

ATTEST:

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

Introduction: _____

1st Publication: _____

Public Hearing and Adoption: _____

2nd Publication: _____

RESOLUTION 20-285

AUTHORIZING PAYMENT OF BILLS

RESOLVED, that the list of bills, copies attached hereto, are hereby approved for payment.

01 State & Federal Grants	\$	10,452.50
04 Escrow	\$	7,773.50
06 Outside Employment	\$	23,481.80
10 Current Fund	\$	515,008.85
19 Other Trusts	\$	6,896.86
20 Payroll	\$	290,880.96
33 Capital Fund	\$	15,343.10
40 Sewer Utility Fund	\$	41,996.79
55 Sewer Capital	\$	-
70 COAH Trust	\$	663.00
71 Fire Prevention Trust	\$	-
72 Open Space Trust	\$	97.50
73 Police Law Enforcement	\$	-
74 Public Defender Trust	\$	-
85 Recreation Trust	\$	7,955.00
TOTAL	\$	920,549.86

I, Anthony J. Suriano, Borough Clerk of the Borough of Bernardsville, hereby certify the forgoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on December 14, 2020.

**List of Bills - (0110101002000) CASH - STATE & FEDERAL GRANTS
STATE & FEDERAL GRANTS**

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2248	6755 - ADVANCED DRONE CONSULTANTS 01-G17-0110-0400 EMAA/OEM 2015 - Chap.159	PO 104599 DRONE TRAINING AND POLICY DEVELOPMENT A	2,000.00	2,000.00	2,000.00
2249	6403 - CLAY SOPER MEMORIAL FUND 01-G20-0110-0364 2021 MUNICIPAL ALLIANCE GRANT	PO 107356 IF THEY HAVE KNOWN FILM - UNDERAGE DRINK (20/21)	150.00	150.00	150.00
2250	6165 - CONSENT 101 01-G20-0110-0364 2021 MUNICIPAL ALLIANCE GRANT	PO 107305 SUBSTANCE ABUSE WORKSHOP (20/21)	1,710.00	1,710.00	1,710.00
2251	6964 - MINE BROOK SEARCH & RESCUE 01-G19-0110-0400 EMAA/OEM GRANT (2017)	PO 107122 Repair and service OEM generator #1	1,400.00	1,400.00	1,400.00
2252	4213 - SHERRIE CALISH 01-G20-0110-0367 2020 MUNICIPAL ALLIANCE 5TH QTR	PO 107278 PROGRAM COORDINATOR SALARY - NOV 2020*	192.50	192.50	192.50
2253	392 - SOMERSET COUNTY RECYLING PROGRAM 01-G20-0110-0380 RECYCLING TONNAGE GRANT (2017)	PO 107238 4th Quarter Curbside Recycling	5,000.00	5,000.00	5,000.00

TOTAL

10,452.50

Total to be paid from Fund 01 STATE & FEDERAL GRANTS

10,452.50

=====

10,452.50

List of Bills - (0410101001000) CASH - ESCROW ESCROW

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/09/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2523	6386 - BURGIS ASSOCIATES, INC	PO 107355 BOA Planner contract & application servi		862.50	
	04-280-4017-0103	DISBURSEMENTS - BOA#20-05 - SEA BRIGHT S	600.00		
	04-280-4014-0103	DISBURSEMENTS - BOA #20-02 - BV TWO - B1	112.50		
	04-280-4013-0103	DISBURSEMENTS - BOA# 20-01 - NJAW - B5,	150.00		862.50
2524	6647 - CHIRAG K. PATEL	PO 107320 REFUND - STORMWATER ESCROW		558.50	
	04-280-7000-0017	ESCROW - PATEL B7 L2 391 MENDHAM RD	558.50		558.50
2525	1307 - FERRIERO ENGINEERING, INC	PO 107274 10/16/20 Review file: documents, O&M man		70.00	
	04-280-7000-0030	ESCROW - 8 STEVENS HOLDINGS LLC	70.00		
		PO 107275 10/6/20 Review plans. Principal Engineer		2,012.50	
	04-280-7019-0103	DISBURSEMENTS - DOHERTY (STORMWATER)	2,012.50		
		PO 107306 10/6/20 Municipal Engineer Services.*		665.00	
	04-280-7003-0101	DEPOSITS - STORMWATER ESCROW - 445 MINE	665.00		
		PO 107357 BOA Engineer contract & application serv		3,605.00	
	04-280-4013-0103	DISBURSEMENTS - BOA# 20-01 - NJAW - B5,	1,225.00		
	04-280-4015-0103	DISBURSEMENTS - BOA#20-03 - HAWN - B28,	210.00		
	04-280-4016-0103	DISBURSEMENTS - BOA#20-04 - NJAW BOOSTER	910.00		
	04-280-4019-0103	DISBURSEMENTS - BOA# 20-07 - BANK OF AME	1,260.00		6,352.50
	TOTAL				----- 7,773.50
Total to be paid from Fund 04 ESCROW		7,773.50			
		<u>7,773.50</u>			
		7,773.50			

Disbursements Journal - (06) OUTSIDE EMPLOYMT OFF DUTY-MI

From 11/27/2020 to 12/14/2020

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
11/27/2020	3621		6191		PAYROLL ACCOUNT		23,437.50	06-101-0100-2000
				06-285-0600-1004	VERIZON	300.00		
				06-285-0600-1038	VOLLERS	23,137.50		

12/01/2020	3627		6192		CURRENT FUND - MILLINGTON		44.30	06-101-0100-2000
				06-191-0800-2000	TRANSFER INTEREST DUE TO CURRENT	44.30		

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
06-101-0100-2000	CASH - POLICE O/S DUTY				23,481.80
06-191-0800-2000	DUE CURRENT---INTEREST			44.30	
06-285-0600-1004	VERIZON			300.00	
06-285-0600-1038	VOLLERS			23,137.50	
TOTALS (FOR RANGE):					
					23,481.80
					23,481.80

List of Bills - (101010100600) CASH - CURRENT FUND CURRENT FUND

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60643	6813 - ACCURATE RECONSTRUCTION	PO 105305 Police- Seal walls with latex, paint and		7,319.62	
	10-C00-0145-0244 BUILD. & GROUNDS - POLICE		7,319.62		
		PO 106055 Reconstruction of Remediated Areas of Li		4,999.54	
	10-C00-0145-0228 BUILD. & GROUNDS - LIBRARY MAINT.		4,999.54		12,319.16
60644	2295 - ALLEGRA MARKETING, PRINT & MAIL	PO 107286 F140 FIRE PROTECTION SUBCODE FORMS QTY		700.00	
	10-C00-0285-0201 CONSTRUCTION - OFFICE SUPPLIES		700.00		700.00
60645	135 - ALLEN PAPER & SUPPLY CO	PO 107273 PAPER SUPPLIES - 11/25/20 SUITE 103		67.70	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLY		67.70		67.70
60646	1806 - ALLIED OIL LLC (CORP)	PO 107160 GASOLINE - NOV 2020 (ESTIMATE)		3,048.70	
	10-C00-0315-0220 GASOLINE - PREMIUM GAS		3,048.70		3,048.70
60647	5263 - ALPHA DOG SOLUTIONS, INC	PO 106318 BOROUGH WEBSITE - JULY - DECEMBER 2020		1,420.00	
	10-C00-0112-0207 TECH.INF.SYSTEM - BOROUGH WEBSITE		1,420.00		1,420.00
60648	6063 - AMERICAN WEAR, INC	PO 106472 2020 Cleaning Walkoff Rugs and Uniforms		89.52	
	10-C00-0145-0255 BUILD. & GROUNDS - CLOTHING		47.52		
	10-C00-0145-0225 BUILD. & GROUNDS - CLEANING SERVICES		42.00		89.52
60649	6063 - AMERICAN WEAR, INC	PO 107358 UNIFORM CLEANING FOR ROAD DEPT. NOV 2020		133.92	
	10-C00-0220-0206 STREETS & ROADS - UNIFORMS		133.92		133.92
60650	5595 - ANIMAL CONTROL SOLUTIONS, LLC	PO 104964 24 HOUR ANIMAL CONTROL COVERAGE - 2020		1,500.00	
	10-C00-0260-0204 ANIMAL CONTROL - MISCELLANEOUS		1,500.00		1,500.00
60651	4351 - APRUZZESE,McDERMOTT,MASTRO&MURPHY	PO 107258 OCT 2020 GENERAL LABOR SERVICES - ACCT#1		6,713.27	
	10-C00-0101-0205 HUMAN RESOURCES - GEN. EXPENSE		6,713.27		6,713.27
60652	4547 - ATLANTIC SALT, INC	PO 107073 Bulk Rock Salt - 220 Tons; Somerset Cou		1,322.04	
	10-C00-0230-0215 MUNICIPAL SVCS. ACT. - O/E		1,322.04		1,322.04
60653	5894 - BARNWELL HOUSE OF TIRES	PO 107242 LT265/70r17ETires		540.72	
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE		540.72		540.72
60654	4333 - BERNARDSVILLE HARDWARE	PO 107323 NOV 2020*		264.07	
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE		68.15		
	10-C00-0145-0201 BUILD. & GROUNDS - BLD SUPPLY		88.99		
	10-C00-0272-0203 RECREATION - GENERAL EXPENSES		106.93		264.07
60655	5668 - BEYER FORD LLC	PO 107308 POLICE VEHICLE PARTS FOR CARS 305, 306 A		493.27	
	10-C00-0246-0206 VEHICLE MAINT. - POLICE		493.27		493.27
60656	5668 - BEYER FORD LLC	PO 107314 BRAKE PADS AND ROTOR CAR 305		184.32	
	10-C00-0246-0206 VEHICLE MAINT. - POLICE		184.32		184.32
60657	6386 - BURGIS ASSOCIATES, INC	PO 106762 PROFESSIONAL SERVICES - DOWNTOWN ZONING		2,475.00	
	10-C00-0155-0218 BOARD OF ADJ. - PLANNER		2,475.00		2,475.00
60658	6983 - CENTRAL JERSEY EQUIPMENT, LLC	PO 107260 Tractor 3 Pt Mounted Debris Blower		5,420.00	
	10-C00-0220-0224 STREETS & ROADS - SUPPLIES		5,420.00		5,420.00

**List of Bills - (1010101006000) CASH - CURRENT FUND
CURRENT FUND**

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60659	5550 - CEUNION 10-C00-0100-0203	ADMIN. & EXEC. - EDUCATION	PO 107152 WEBINAR - BUDGETING THROUGH A PANDEMIC - 55.00	55.00	
	10-C00-0100-0203	ADMIN. & EXEC. - EDUCATION	PO 107261 SEMINAR - QPA PURCHASING TINA MARKEWICZ 55.00	55.00	110.00
60660	6730 - CLEARY GIACOBBE ALFIERI JACOBS LLC 10-C00-0100-0221	ADMIN. & EXEC. - DOWNTOWN REVITALIZATION	PO 106333 SPECIAL REDEVELOPMENT COUNSEL - NOT TO E 702.00	702.00	702.00
60661	4239 - COMCAST 10-C00-0305-0215	TELEPHONE - PHONE BILLS	PO 107244 XFINITY TV & INTERNET - ACCT# 849905289 203.40	203.40	203.40
60662	4239 - COMCAST 10-C00-0305-0215	TELEPHONE - PHONE BILLS	PO 107270 XFINITY TV & INTERNET - ACCT#84990528900 18.03	18.03	18.03
60663	4239 - COMCAST 10-C00-0305-0215	TELEPHONE - PHONE BILLS	PO 107271 XFINITY TV & INTERNET - ACCT#84990528900 44.31	44.31	44.31
60664	4239 - COMCAST 10-C00-0305-0215	TELEPHONE - PHONE BILLS	PO 107272 XFINITY ACCOUNT 8499052890036488 - 11/18 29.56	29.56	29.56
60665	3539 - COMPLETE ROOF SYSTEMS INC 10-C00-0145-0240	BUILD. & GROUNDS - REC. BUILDING MAINT.	PO 107222 Repair Roof Leaks at Claremont Fieldhous 535.51	535.51	535.51
60666	774 - COUNTY OF SOMERSET 10-C00-0102-0206	MUNICIPAL CLERK-ELECTIONS	PO 107352 2020 PRIMARY SAMPLE BALLOT PRINTING - 61 1,976.42	1,976.42	1,976.42
60667	4827 - D'ONOFRIO & SONS INC 10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	PO 105560 2020 Recreation Grass Cutting and Lawn M 5,140.00	5,140.00	5,140.00
60668	4212 - DEER CARCASS REMOVAL SERVICE LLC 10-C00-0260-0204	ANIMAL CONTROL - MISCELLANEOUS	PO 107243 DEER CARCASS REMOVAL- 11/12/20* 85.00	85.00	85.00
60669	386 - DELTA DENTAL OF NEW JERSEY, INC 10-C00-0175-0225	GROUP INSURANCE - DENTAL BNFTS	PO 107281 12/1-12/31/20 DENTAL BENEFITS PAYMENT I 2,345.15	2,345.15	2,345.15
60670	6167 - DIRECT ENERGY BUSINESS 10-C00-0320-0225	GAS - NATURAL	PO 107310 1 ANDERSON HILL RD SERVICE LOC ID 766866 46.34	46.34	46.34
60671	3070 - DUBLIN MAINTENANCE CONTRACTORS,INC 10-C00-0145-0234	BUILD. & GROUNDS - CONSTRUCTION OFFICE	PO 105006 2020 Cleaning Suite 103 Construction Off 500.00	500.00	500.00
60672	3070 - DUBLIN MAINTENANCE CONTRACTORS,INC 10-C00-0145-0231	BUILD. & GROUNDS - LIBRARY TENANTS EXP.	PO 105007 2020 Cleaning Library Lower Level Common 500.00	500.00	500.00
60673	3070 - DUBLIN MAINTENANCE CONTRACTORS,INC 10-C00-0145-0264	BUILD. & GROUNDS - COVID-19	PO 106404 COVID Disinfecting - Lower Level Library 520.00	520.00	520.00
60674	3070 - DUBLIN MAINTENANCE CONTRACTORS,INC 10-C00-0145-0240	BUILD. & GROUNDS - REC. BUILDING MAINT.	PO 106638 Cleaning Suite 105 at Library - Recreati 440.00	440.00	440.00

List of Bills - (1010101006000) CASH - CURRENT FUND CURRENT FUND

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60675	3070 - DUBLIN MAINTENANCE CONTRACTORS, INC 10-C00-0145-0264	BUILD. & GROUNDS - COVID-19	PO 106810 Weekly COVID Disinfecting at Suite 105 - 260.00	260.00	260.00
60676	8 - FEDERAL EXPRESS CORP. 10-C00-0195-0204	POLICE - MISCELLANEOUS	PO 107291 SHIPMENT FROM POLICE TO TRENTON 43.89	43.89	43.89
60677	1307 - FERRIERO ENGINEERING, INC 10-C00-0155-0217	BOARD OF ADJ. - ENGINEER	PO 107357 BOA Engineer contract & application serv 140.00	140.00	
	10-C00-0150-0227	PLANNING BOARD - DOWNTOWN REVITALIZATION	PO 107362 PB Engineer contract & application servi 455.00	455.00	595.00
60678	4513 - FINISHING TOUCH 10-C00-0145-0263	BUILD. & GROUNDS - O/S - 271 MINE BROOK	PO 106843 Flat Roof Replacement at 271 Mine Brook 2,900.00	2,900.00	2,900.00
60679	2487 - FLAGSHIP HEALTH SYSTEMS INC 10-C00-0175-0225	GROUP INSURANCE - DENTAL BNFTS	PO 107282 SEPT - DEC 2020 DENTAL BENEFITS PAYMENT 511.80	511.80	511.80
60680	4560 - FOSBRE'S PLUMBING & HEATING 10-C00-0145-0216	BUILD. & GROUNDS - BUILD. MNT.	PO 107230 Winterize Belchers - Spring House Road 275.00	275.00	275.00
60681	185 - GRAINGER 10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE	PO 107233 Respirator Wipes-Alcohol Free 61.82	61.82	61.82
60682	3864 - GTBM INC 10-C00-0195-0205	POLICE - GENERAL EQUIPMENT	PO 106852 REPLACEMENT E-TICKET PRINTER 1,000.00	1,000.00	1,000.00
60683	1636 - HIGHVIEW GARAGE 10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	PO 107221 Truck 110 brake-lines repair 664.93	664.93	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	PO 107247 REMOVE AND REPLACE BOTH CONTROL ARMS CAR 457.60	457.60	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	PO 107326 OIL CHANGE, LUBE AND OIL FILTER CHANGE, 90.98	90.98	1,213.51
60684	525 - HIWAY WELDING 10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	PO 107051 TRUCK REPAIR 975.00	975.00	975.00
60685	547 - HOME DEPOT CREDIT SERVICES 10-C00-0210-0205	EMERGENCY MGMT. - GENERAL EXP.	PO 107046 OEM PORTABLE TENTS AND WEIGHTS FOR INCI 561.75	655.43	
	10-C00-0210-0203	EMERGENCY MGMT. - MISC.	93.68		655.43
60686	6671 - HQW ARCHITECTS, LLC 10-C00-0145-0228	BUILD. & GROUNDS - LIBRARY MAINT.	PO 106767 Slope Roof Inspection and Findings Repor 1,250.00	1,250.00	1,250.00
60687	87 - JCP&L 10-C00-0310-0220	ELECTRICITY - BILLS	PO 107338 JCP&L 10/20-11/19/20* 2,301.26	2,308.64	
	10-C00-0225-0202	STREET LIGHTING	7.38		2,308.64
60688	87 - JCP&L 10-C00-0310-0220	ELECTRICITY - BILLS	PO 107348 JCP&L 10/21-11/18/20* 333.29	333.29	333.29
60689	6378 - JOHNY ON THE SPOT 10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS	PO 105029 2020 Annual Rental Handicap Portable Res 96.45	96.45	
			PO 105030 2020 Annual Rental Handicap Portable Res 96.45	96.45	

List of Bills - (1010101006000) CASH - CURRENT FUND CURRENT FUND

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS		96.45		
		PO 105031 2020 Annual Rental Handicap Portable Res		96.45	
10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS		96.45		
		PO 105064 2020 Annual ADA and Standard Portable To		175.95	
10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS		175.95		465.30
60690	1972 - LIN-GATE EQUIPMENT INC	PO 107332 50/1 mix-oil		240.00	
10-C00-0220-0223	STREETS & ROADS - NEW EQUIP.		240.00		240.00
60691	5805 - LOUIS P. RAGO, ESQ	PO 107354 BOA Attorney contract & application serv		1,100.00	
10-C00-0155-0215	BOARD OF ADJ. - ATTORNEY		1,100.00		1,100.00
60692	358 - LUDLOW HEATING & COOLING CO.	PO 107315 Repair Carrier Propane Furnace at 251 Cl		450.85	
10-C00-0145-0261	BUILD. & GROUNDS - O/S - 251 CLAREMONT		450.85		
		PO 107342 Filter Change in Library Tenant Spaces		181.59	
10-C00-0145-0231	BUILD. & GROUNDS - LIBRARY TENANTS EXP.		181.59		632.44
60693	4349 - MAPLECREST FORD	PO 107235 EC3Z-13K359-AA Swith asy.		82.30	
10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS		82.30		
		PO 107276 102 brake repair		473.65	
10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS		473.65		
		PO 107318 #111 front brakes*		275.01	
10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS		275.01		830.96
60694	6799 - MARCO TECHNOLOGIES	PO 107245 2020 SERVICE CONTRACT #006433-03 - COPY		190.42	
10-C00-0112-0206	TECH.INF. SYSTEM - MAINTENANCE CONTRACTS		122.20		
10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLY		68.22		190.42
60695	322 - MGL FORMS PRINTING SOLUTIONS,LLC	PO 107141 PURCHASE ORDER FORMS - 1 PART (WHITE ONL		1,083.00	
10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLY		1,083.00		
		PO 107360 1099s		141.50	
10-C00-0120-0205	TAX COLLECTOR - GEN. EXPENSE		32.50		
10-C00-0110-0205	FINANCE DEPT. - GENERAL EXPENSE		109.00		1,224.50
60696	98 - MJ NEILL, INC	PO 107224 Fuel Oil - 271 Mine Brook Road		1,272.00	
10-C00-0145-0263	BUILD. & GROUNDS - O/S - 271 MINE BROOK		1,272.00		
		PO 107309 DIESEL USAGE - NOV 2020*		4,286.72	
10-C00-0315-0230	GASOLINE - DIESEL		4,286.72		5,558.72
60697	6398 - NATURAL GREEN LAWN CARE	PO 105376 Annual Turf Field Maintenance - Coop # E		2,150.00	
10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.		2,150.00		2,150.00
60698	12 - NJ STATE LEAGUE OF MUNICIPALITIES	PO 106550 105TH ANNUAL LEAGUE CONFERENCE. REGISTR		55.00	
10-C00-0100-0215	ADMIN. & EXEC. - MAYOR'S EXP.		55.00		55.00
		PO 106845 105TH ANNUAL LEAGUE CONFERENCE. REGISTR		55.00	
10-C00-0100-0216	ADMIN. & EXEC. - JEFFREY HAMMOND		55.00		55.00
		PO 107070 Challenges of the 2021 Budget Webinar, R		45.00	
10-C00-0100-0215	ADMIN. & EXEC. - MAYOR'S EXP.		45.00		45.00
		PO 107307 Challenges for your 2021 Municipal Budge		90.00	
10-C00-0100-0215	ADMIN. & EXEC. - MAYOR'S EXP.		45.00		45.00
10-C00-0102-0205	MUNICIPAL CLERK-GEN. EXPENSE		45.00		245.00
60699	590 - NORTHEAST COMMUNICATIONS	PO 106837 Motorola Spen Radio for vehicle		518.00	
10-C00-0195-0205	POLICE - GENERAL EQUIPMENT		518.00		518.00
60700	3221 - PETER RUBINETTI PRIVATE DISPOSAL	PO 105011 2020 Solid Waste Removal Library (2) and		1,075.24	

List of Bills - (1010101006000) CASH - CURRENT FUND CURRENT FUND

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
	10-C00-0145-0248	BUILD. & GROUNDS - SOLID WASTE REMOVAL	1,075.24		1,075.24
60701	5890 - PHOENIX ADVISORS, LLC	PO 106531 PROFESSIONAL SERVICES - ANNUAL FEE FOR S		1,050.00	
	10-C00-0110-0205	FINANCE DEPT. - GENERAL EXPENSE	1,050.00		1,050.00
60702	895 - PIDGEON AND PIDGEON,P.C.	PO 107336 NOVEMBER LEGAL SERVICES*		10,213.70	
	10-C00-0135-0215	LEGAL SERVICES - BORO ATTORNEY	10,213.70		10,213.70
60703	5749 - POWER PLACE INC	PO 107220 Leaf Blower		473.97	
	10-C00-0220-0223	STREETS & ROADS - NEW EQUIP.	473.97		473.97
60704	6969 - PRECISION DYNAMICS CORP	PO 107081 Software upgrade for POLICE AND BORO ID		618.44	
	10-C00-0195-0225	POLICE-COMPUTER MAINT/SOFTWARE	618.44		618.44
60705	6984 - PREMIER TITLE & ESCROW	PO 107259 REFUND - 2020 4TH QUARTER - DUPLICATE PA		3,189.89	
	10-205-5500-0001	TAX OVERPAYMENTS	3,189.89		3,189.89
60706	6042 - PSE&G	PO 107337 10/25-11/25/20*		402.25	
	10-C00-0320-0225	GAS - NATURAL	402.25		402.25
60707	6829 - QUADIENT, INC	PO 107353 INK FOR POSTAGE METER - SUITE 103		136.80	
	10-C00-0100-0209	ADMIN. & EXEC. - POSTAGE	136.80		136.80
60708	6985 - RADIAC RESEARCH CORP	PO 107277 Remove and Dispose of Hazardous Waste Ch		6,980.00	
	10-C00-0220-0204	STREETS & ROADS - MISC.	6,980.00		6,980.00
60709	1042 - READY REFRESH	PO 105010 2020 Bottled Water Borough Hall and Suit		274.73	
	10-C00-0145-0218	BUILD. & GROUNDS - BOTTLED H2O	233.93		
	10-C00-0145-0234	BUILD. & GROUNDS - CONSTRUCTION OFFICE	40.80		274.73
60710	31 - RECORDER PUBLISHING CO	PO 107279 Publications in Bernardsville News 11/12		53.04	
	10-C00-0102-0207	MUNICIPAL CLERK-ADVERTISING	53.04		
		PO 107280 Publication in Bernardsville News 11/5/2		19.89	
	10-C00-0155-0204	BOARD OF ADJ. - MISCELLANEOUS	19.89		
		PO 107351 Publications in Bernardsville News 11/19		19.89	
	10-C00-0102-0207	MUNICIPAL CLERK-ADVERTISING	19.89		92.82
60711	4955 - REEGS, INC	PO 105926 BATTERIES		45.95	
	10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	45.95		45.95
60712	3499 - RICHIE'S TIRE SERVICE INC	PO 106950 Police vehicle tires STATE CONTRACT G00		3,133.92	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	3,133.92		
		PO 106951 POLICE VEHICLE TIRES/RIMS FOR NEW EXPLOR		2,792.32	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	2,792.32		
		PO 106952 Replacement tires for police tahoes STAT		1,251.96	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	1,251.96		7,178.20
60713	2602 - RYDIN DECAL CO.	PO 107165 2121 Parking Decals		860.86	
	10-C00-0102-0205	MUNICIPAL CLERK-GEN. EXPENSE	860.86		860.86
60714	5108 - SERVICEMASTER ABSOLUTE CLEANING LLC	PO 106451 Weekly COVID Disinfecting at Boro Hall 1		1,100.00	
	10-C00-0145-0264	BUILD. & GROUNDS - COVID-19	1,100.00		
		PO 107092 COVID-19 DISINFECTING - POLICE DEPARTMEN		3,696.00	

List of Bills - (1010101006000) CASH - CURRENT FUND CURRENT FUND

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
10-C00-0145-0264	BUILD. & GROUNDS - COVID-19		3,696.00		
		PO 107226 Pool Bathrooms Cleaning 7/13- 9/7		2,691.50	
10-C00-0271-0213	SWIM POOL - REPAIRS		2,691.50		7,487.50
60715	252 - SOMERSET COUNTY ASSESSORS ASSOC.	PO 107333 ASSESSOR'S ANNUAL 2020 MEMBERSHIP DUES -		120.00	
	10-C00-0115-0202 TAX ASSESSOR - DUES		120.00		120.00
60716	392 - SOMERSET COUNTY RECYLING PROGRAM	PO 107238 4th Quarter Curbside Recycling		12,493.27	
	10-C00-0240-0215 RECYCLING - COUNTY PICKUP		12,493.27		12,493.27
60717	38 - STAPLES BUSINESS ADVANTAGE	PO 107249 2 EXTERNAL HARD DRIVES AND BOX OF FLASH		239.11	
	10-C00-0195-0225 POLICE-COMPUTER MAINT/SOFTWARE		239.11		
		PO 107284 POLICE / DISPATCH OFFICE SUPPLIES - COMP		1,587.26	
	10-C00-0190-0205 COMMUNICATIONS - GENERAL EXP.		1,587.26		1,826.37
60718	6979 - TANGO TANGO INC	PO 107204 Push to Talk W/ radio integration and us		2,864.00	
	10-C00-0190-0205 COMMUNICATIONS - GENERAL EXP.		2,864.00		2,864.00
60719	6756 - TERRESTRIAL IMAGING LLC	PO 107189 Renewal of DJI extended warranty for Mav		289.00	
	10-C00-0210-0205 EMERGENCY MGMT. - GENERAL EXP.		289.00		289.00
60720	6968 - THE CANNING GROUP LLC	PO 107015 RECRUITING SERVICES FOR BOROUGH ADMINIST		10,000.00	
	10-C00-0100-0205 ADMIN. & EXEC. - GEN. EXPENSES		10,000.00		10,000.00
60721	6049 - THE RODGERS GROUP, LLC	PO 107269 19 - 12 MONTH SUBSCRIPTIONS FOR ON LINE		1,824.00	
	10-C00-0195-0203 POLICE - EDUCATION & TRAINING EXPENSES		1,824.00		1,824.00
60722	3869 - TOM BATTISTA	PO 107229 BOOTS NEXT ELIGIBLE 6/14/21		84.95	
	10-C00-0220-0206 STREETS & ROADS - UNIFORMS		84.95		84.95
60723	1552 - TOWNSHIP OF BEDMINISTER	PO 107218 Basketball Jerseys for Fall Basketball		1,367.00	
	10-C00-0272-0208 RECREATION - SPORTS/BASKETBALL		1,367.00		1,367.00
60724	3141 - TRAFFIC SAFETY SERVICE LLC	PO 107038 Signs for Lloyd Road and Washington Corn		1,365.00	
	10-C00-0220-0229 STREETS & ROADS - SIGNS		1,365.00		
		PO 107219 Sign Posts		495.00	
	10-C00-0220-0229 STREETS & ROADS - SIGNS		495.00		1,860.00
60725	388 - TREE TECH, INC	PO 107075 Remove PoHaz Trees at 271 Mine Brook Roa		3,640.00	
	10-C00-0145-0263 BUILD. & GROUNDS - O/S - 271 MINE BROOK		1,205.00		
	10-C00-0160-0203 SHADE TREE COMM. - GENERAL EXP.		2,435.00		3,640.00
60726	5802 - TRUGREEN	PO 105118 2020 (organic) Thomas Peters Park & Ball		748.00	
	10-C00-0145-0241 BUILD. & GROUNDS - REC. FIELD MAINT.		748.00		
		PO 105125 2020 Kiwanis Baseball Fields-Playing Are		1,560.00	
	10-C00-0145-0241 BUILD. & GROUNDS - REC. FIELD MAINT.		1,560.00		
		PO 105126 2020 Claremont Park Lawn Maintenance		650.00	
	10-C00-0145-0241 BUILD. & GROUNDS - REC. FIELD MAINT.		650.00		
		PO 105128 2020 Rosebowl Field Lawn Maintenance		650.00	
	10-C00-0145-0241 BUILD. & GROUNDS - REC. FIELD MAINT.		650.00		3,608.00
60727	2865 - V. E. RALPH & SON, INC	PO 107194 Replacement NARCAN for expiring units		475.00	
	10-C00-0195-0204 POLICE - MISCELLANEOUS		475.00		475.00

**List of Bills - (1010101006000) CASH - CURRENT FUND
CURRENT FUND**

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60728	5632 - VENTURA, MIESOWITZ, KEOUGH & WARNER, P.C	PO 107359 PB Attorney contract & application servi		6,615.00	
	10-C00-0150-0215	PLANNING BOARD - ATTORNEY	4,550.00		
	10-C00-0150-0227	PLANNING BOARD - DOWNTOWN REVITILIZATION	595.00		
	10-C00-0150-0228	PLANNING BOARD - 271 MINE BROOK	1,470.00		6,615.00
60729	61 - VERIZON	PO 107239 TELEPHONE BILLS 11/13-12/12/20*		174.75	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	174.75		174.75
60730	61 - VERIZON	PO 107294 TELEPHONE BILLS NOV 20- DEC 19, 2020*		2,858.59	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	2,858.59		2,858.59
60731	61 - VERIZON	PO 107295 FAX LINE - SUITE 103 - ACCOUNT 908 766-1		44.21	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	44.21		44.21
60732	3488 - VERIZON	PO 107296 FIOS - ACCT# 554-658-975-0001-21 -11/21-		169.00	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	169.00		169.00
60733	1632 - VERIZON WIRELESS (NEWARK)	PO 107223 WIRELESS PHONES 10/10/20-11/9/20* ACC#44		2,488.28	
	10-C00-0305-0225	TELEPHONE - MOBILE PHONES	2,488.28		2,488.28
60734	868 - VIKING PEST CONTROL	PO 105028 2020 Annual Pest Control @ Borough Hall		18.12	
	10-C00-0145-0216	BUILD. & GROUNDS - BUILD. MNT.	18.12		18.12
60735	90 - VILLAGE SUPER MARKETS	PO 107146 Pool Supplies		42.94	
	10-C00-0271-0204	SWIM POOL - MISCELLANEOUS	42.94		42.94
60736	5318 - W.B.MASON CO, INC	PO 107241 SUPPLIES - S109121853		94.57	
	10-C00-0150-0201	PLANNING BOARD - OFFICE SUPPLY	38.42		
	10-C00-0155-0201	BOARD OF ADJ. - OFFICE SUPPLY	15.06		
	10-C00-0115-0201	TAX ASSESSOR - OFFICE SUPPLIES	16.25		
	10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLY	24.84		94.57
60737	4682 - WINDSTREAM	PO 107325 NOV 2020 PHONE CHARGES*		881.39	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	881.39		881.39
60738	5901 - Y-PERS, INC	PO 107329 COVID-19 SUPPLIES*		115.00	
	10-C00-0100-0222	ADMIN. & EXEC. - COVID-19	115.00		115.00
TOTAL					----- 169,459.92
Total to be paid from Fund 10 CURRENT FUND		169,459.92	=====		
		169,459.92			

Checks Previously Disbursed

10701	SOMERSET COUNTY, TREASURER	PO# 107263	2020 - ADDED & OMITTED ASSESSMENT	23,634.02	12/07/2020
10700	SOMERSET COUNTY, TREASURER	PO# 107262	2020 - ADDED & OMITTED COUNTY OPE	2,261.24	12/07/2020
10699	STATE OF NJ PENSIONS & BENEFITS	PO# 107290	HEALTH BENEFITS DEC 2020*	88,938.00	12/11/2020
10698	PAYROLL ACCOUNT	PO# 107265	11/27/20 PAYROLL*	230,715.67	11/27/2020

**List of Bills - (1010101006000) CASH - CURRENT FUND
CURRENT FUND**

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
					345,548.93
Totals by fund		Previous Checks/Voids	Current Payments		Total
Fund 10	CURRENT FUND	345,548.93	169,459.92		515,008.85
BILLS LIST TOTALS		345,548.93	169,459.92		<u>515,008.85</u>

**List of Bills - (1910101001000) CASH - OTHER TRUSTS
OTHER TRUSTS**

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/09/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
329	4654 - AIR GROUP HEATING & AIR CONDITIONIN 19-285-0500-5001 RESERVE FOR RAILROAD STATION	PO 107343 Service Call for No Heat at Train Statio	319.00	319.00	319.00
330	6727 - CLEARPOINT DESIGNS 19-285-0500-9101 RESERVE FOR VETERANS' BANNERS	PO 107257 VETERANS' BANNERS	161.15	161.15	161.15
331	4419 - CONTRAL SECURITY CORPORATION 19-285-0500-5001 RESERVE FOR RAILROAD STATION	PO 107344 Annual Fire Alarm System Monitoring	564.00	564.00	564.00
332	547 - HOME DEPOT CREDIT SERVICES 19-285-0500-8002 STORM RECOVERY TRUST - COVID-19	PO 107144 COVID-19 SUPPLIES MASKS AND CLEANER	277.77	277.77	277.77
333	6043 - JCP&L 19-285-0500-5001 RESERVE FOR RAILROAD STATION	PO 107347 JCP&L 10/20/20-11/20/20*	6.18	6.18	6.18
334	6714 - PAYBYPHONE TECHNOLOGIES INC 19-285-0500-5001 RESERVE FOR RAILROAD STATION	PO 107236 SERVICE FEES - TRAIN STATION PARKING MET	300.00	300.00	450.00
	19-285-0500-5001 RESERVE FOR RAILROAD STATION	PO 107316 SERVICE FEES - TRAIN STATION PARKING MET	150.00	150.00	
335	3221 - PETER RUBINETTI PRIVATE DISPOSAL 19-285-0500-5001 RESERVE FOR RAILROAD STATION	PO 107312 Train Station Garbage Disposal Service -	178.66	178.66	178.66
336	895 - PIDGEON AND PIDGEON,P.C. 19-285-0500-5001 RESERVE FOR RAILROAD STATION	PO 107336 NOVEMBER LEGAL SERVICES*	507.00	507.00	507.00
337	3488 - VERIZON 19-285-0500-5001 RESERVE FOR RAILROAD STATION	PO 107240 INTERNET SERVICE AT TRAIN STATION ACC 75	151.99	151.99	151.99
338	61 - VERIZON 19-285-0500-5001 RESERVE FOR RAILROAD STATION	PO 107324 908-204-3475 347 38Y - TRAIN STATION FI	75.92	75.92	75.92

TOTAL

2,691.67

Total to be paid from Fund 19 OTHER TRUSTS

2,691.67

2,691.67

Checks Previously Disbursed

19137	PAYROLL ACCOUNT	PAYROLL - ACCUMULATED ABSENCES - R	4,205.19	11/27/2020
			4,205.19	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 19 OTHER TRUSTS	4,205.19	2,691.67	6,896.86
BILLS LIST TOTALS	4,205.19	2,691.67	6,896.86

**List of Bills - (2010101002000) CASH - PAYROLL
PAYROLL AGENCY**

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/09/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
19	6982 - HARRISON LESNICK 20-280-5600-0900	PAYABLE - DIRECT DEPOSIT	PO 107231 REPLACEMENT CHECK FOR 11/13 PAYROLL - RE	54.15	54.15
TOTAL					54.15
Total to be paid from Fund 20 PAYROLL AGENCY			54.15		
			<u>54.15</u>		

Checks Previously Disbursed

20649	CURRENT ACCOUNT	PO# 107292	EMPLOYEE MEDICAL FROM PAYROLL (DU	20,170.08	12/07/2020
20647	ACTION DATA SERVICES-PAYROLL		PAYROLL TAXES PAYABLE - 11/27/20	87,959.77	11/20/2020
20646	ACTION DATA SERVICES-PAYROLL		PAYROLL DIRECT DEPOSIT - 11/27/20	178,463.53	11/27/2020
18	JOHN GARDNER	PO# 107227	REPLACEMENT CHECK FOR 11/13 PAYRO	4,233.43	11/23/2020
				290,826.81	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 20 PAYROLL AGENCY	290,826.81	54.15	290,880.96
BILLS LIST TOTALS	290,826.81	54.15	290,880.96

**List of Bills - (3310101004000) CASH - CAPITAL
CAPITAL FUND**

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/09/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
6052	6825 - BRANDSTETTER CAROL, INC	PO 105443 PROFFESIONAL SERVICES - PARK, RECREATION		14,000.00	
	33-215-2915-1000	O/S ORD 19-1812 - VARIOUS IMPROVEMENT	14,000.00		14,000.00
6053	5987 - LAVI, LLC	PO 107134 Retaining Wall Repair at 7 Somerset Ave		1,150.00	
	33-215-1400-1004	Ord. 15-1691DrainageVarious Roads	1,150.00		1,150.00
6054	31 - RECORDER PUBLISHING CO	PO 107331 "Notice to Bidders" Ads.		193.10	
	33-215-1400-1002	Ord. 15-1691Improvements VariousRoads	97.73		
	33-215-2700-1006	18-1761 - FACILITIES - GENERATOR LL LIBR	95.37		193.10
	TOTAL				----- 15,343.10
Total to be paid from Fund 33 CAPITAL FUND		15,343.10			
		<u>15,343.10</u>			

**List of Bills - (401010100200) CASH - SEWER UTILITY
SEWER UTILITY FUND**

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
10106	4333 - BERNARDSVILLE HARDWARE 40-C00-0101-0205 SEWER - GENERAL EXPENSES	PO 107323 NOV 2020*	132.86	132.86	132.86
10107	386 - DELTA DENTAL OF NEW JERSEY, INC 40-C00-0101-0230 SEWER - GROUP INSURANCE	PO 107281 12/1-12/31/20 DENTAL BENEFITS PAYMENT I	344.87	344.87	344.87
10108	1619 - GARDEN STATE LABORATORIES INC 40-C00-0101-0215 SEWER - TESTING	PO 107254 October 2020 Service	990.00	990.00	990.00
10109	2780 - KEN KELEHER 40-C00-0101-0206 SEWER - UNIFORMS	PO 107322 Work Boots NEXT ELIGIBLE 6/14/21	127.96	127.96	127.96
10110	4133 - LA MOTTE CO 40-C00-0101-0205 SEWER - GENERAL EXPENSES	PO 107289 Laboratory Supplies	71.59	71.59	71.59
10111	6059 - NJ AMERICAN WATER 40-C00-0101-0205 SEWER - GENERAL EXPENSES	PO 107304 3RD QTR 2020 BASE CHARGE AND USAGE DATA	527.96	527.96	527.96
10112	57 - NJ AMERICAN WATER CO. 40-C00-0101-0229 SEWER - WATER BILLS	PO 107328 NJ AMERICAN WATER - 10/9-11/10/20*	16.38	16.38	16.38
10113	6323 - OSWALD ENTERPRISES, INC 40-C00-0101-0214 SEWER - PUMP STATION MAINT.	PO 107228 Maintenance Jetting 11/3/20-11/4/20	4,375.00	4,375.00	4,375.00
10114	3221 - PETER RUBINETTI PRIVATE DISPOSAL 40-C00-0101-0226 SEWER - SLUDGE REMOVAL	PO 107256 December 2020 Service	411.83	411.83	411.83
10115	6480 - QUALITY AUTO GLASS, INC. 40-C00-0101-0205 SEWER - GENERAL EXPENSES	PO 107346 Replaced 12/8/2020	349.14	349.14	349.14
10116	1994 - RUSSELL REID 40-C00-0101-0226 SEWER - SLUDGE REMOVAL	PO 107212 October 2020 Service	2,438.40	2,438.40	2,438.40
10117	6821 - SMART WATER, INC 40-C00-0101-0205 SEWER - GENERAL EXPENSES	PO 107288 4th Qtr. Inspections	600.00	600.00	600.00
10118	4434 - TOM SHADOOD 40-C00-0101-0206 SEWER - UNIFORMS	PO 107250 Work Boots - next eligible 6/14/21	135.00	135.00	135.00
10119	183 - TOWNSHIP OF PARSIPPANY-TROY HILLS 40-C00-0101-0226 SEWER - SLUDGE REMOVAL	PO 107213 September 2020 Sludge disposal	2,324.00	2,324.00	2,324.00
10120	1518 - USA BLUE BOOK 40-C00-0101-0207 SEWER - EQUIP. PARTS & SUPPLY	PO 107334 Chart Pens Purple	348.04	348.04	348.04
10121	6834 - USALCO BALTIMORE PLANT, LLC 40-C00-0101-0216 SEWER - ALUM & CHLORINE	PO 107255 Delivered 11/12/2020	4,383.38	4,383.38	4,383.38
10122	1920 - VILLAGE OFFICE SUPPLY 40-C00-0101-0205 SEWER - GENERAL EXPENSES	PO 107335 Pocket Planner	16.50	16.50	16.50

**List of Bills - (4010101002000) CASH - SEWER UTILITY
SEWER UTILITY FUND**

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/10/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
10123	494 - WORK N WEAR 40-C00-0101-0206 SEWER - UNIFORMS	PO 107321 Received 12/4/2020	595.00	595.00	595.00
TOTAL					18,187.91
Total to be paid from Fund 40 SEWER UTILITY FUND		18,187.91			
		<u>18,187.91</u>			

Checks Previously Disbursed

40336	CURRENT ACCOUNT	PO# 107293 REIMBURSE DEC 2020 HB TO CURRENT	5,721.59	12/07/2020
40335	PAYROLL ACCOUNT	PAYROLL - SEWER 11/27/20	18,087.29	11/27/2020

			23,808.88	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 40 SEWER UTILITY FUND	23,808.88	18,187.91	41,996.79
BILLS LIST TOTALS	23,808.88	18,187.91	41,996.79

List of Bills - (7010101002000) CASH - COAH COAH TRUST

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/09/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2113	895 - PIDGEON AND PIDGEON, P.C. 70-286-5685-4013 COAH - ADMINISTRATIVE COSTS	PO 107336 NOVEMBER LEGAL SERVICES*		663.00	663.00
	TOTAL				----- 663.00
Total to be paid from Fund 70 COAH TRUST			663.00		
			<u>663.00</u>		

List of Bills - (7210101002000) CASH - OPEN SPACE TRUST OPEN SPACE TRUST

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/09/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2098	895 - PIGEON AND PIGEON, P.C. 72-286-5685-3001	PO 107336 NOVEMBER LEGAL SERVICES* RESERVE FOR OPEN SPACE - AQUISITION	97.50	97.50	97.50
TOTAL					----- 97.50
Total to be paid from Fund 72 OPEN SPACE TRUST			97.50		
			=====		
			97.50		

**List of Bills - (8510101002000) CASH - RECREATION TRUST
RECREATION TRUST**

Meeting Date: 12/14/2020 For bills from 11/24/2020 to 12/09/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
195	6938 - BTWN THE EARS LLC	PO 107237 Boys Fitness 21 reg @ \$185/ Girls Fitness		7,955.00	
	85-286-5685-4006	RECREATION TRUST - BOYS FITNESS	3,885.00		
	85-286-5685-4005	RECREATION TRUST - GIRLS FITNESS	4,070.00		7,955.00
	TOTAL				----- 7,955.00
Total to be paid from Fund 85 RECREATION TRUST			7,955.00		
			<u>7,955.00</u>		
			7,955.00		

RESOLUTION #20-286

**ACCEPTING A DONATION FOR THE
ENVIRONMENTAL COMMISSION CLASS OF 2020 GARDEN**

BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville to accept (a) donation(s) as listed below to be put into the Trust Fund for Donations for the Environmental Commission to be used for the Class of 2020 Garden.

<u>Donation From</u>	<u>Amount</u>
Philip & Kerry Haselton	\$100.00

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on December 14, 2020.

RESOLUTION #20-287
AUTHORIZING THE BOROUGH OF BERNARDSVILLE OFFICE OF EMERGENCY
MANAGEMENT TO ACCEPT FUNDS FROM A
SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2020 EMERGENCY
MANAGEMENT AGENCY ASSISTANCE PROGRAM FUNDING AND FOR THE
CHIEF FINANCIAL OFFICER TO AMEND
THE BUDGET AND CERTIFY THE AVAILABILITY OF FUNDS

WHEREAS, The Borough of Bernardsville is the sub recipient; and

WHEREAS, the name of the grant of the grant program is “Emergency Management Performance Grant - EMPG” and “Emergency Management Agency Assistance Subaward - EMAA”; and

WHEREAS, the subaward grant number is FY20-EMPG-EMAA-1803; and

WHEREAS, the subaward period is July 1, 2020 through June 30, 2021; and

WHEREAS, the Borough of Bernardsville Office of Emergency Management has been awarded Emergency Management Agency Assistance Subgrant Program (EMAA 2020) funding from the New Jersey State Police Office of Emergency Management available for successful applicants, funded through the FY 2020 Emergency Management Performance Grant for the dates of July 1, 2020 to June 30, 2021; and

WHEREAS, The Borough of Bernardsville is authorized to accept and does accept the subaward; and

WHEREAS, the Subgrant, consisting of a total amount of \$10,000 is for the purpose of enhancing the Borough of Bernardsville's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the funds will be used for Emergency Management purposes.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Bernardsville, County of Somerset, and State of New Jersey that the Administrator/Chief Financial Officer and the Director of Emergency Management for the Borough of Bernardsville are hereby authorized to sign the required Grant Applications/Subgrant Award Documents with the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded to the New Jersey State Police Office of Emergency Management, the Somerset County Office of Emergency Management, the Director of the Division of Local Government Services, the Office of Emergency Management, and the Administrator/Chief Financial Officer of the Borough of Bernardsville.

1, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held December 14, 2020.

BOROUGH OF BERNARDSVILLE, NJ

RESOLUTION #20-288
AUTHORIZATION OF TAX REFUND

WHEREAS, the following tax overpayment exists due to a billing adjustment, duplicate payment and/or an incorrect figure paid for the following parcel(s); and

Block & Lot	Quarter & Year	Amount	Reason for Refund	Issue Refund To
64/4	2020/4	\$3,189.89	Duplicate Payment	Premier Title & Escrow 165 Silver Lake Ave Providence, RI 02909

WHEREAS, the tax collector is recommending a refund be issued.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the Tax Collector is hereby authorized to refund the aforementioned tax overpayment(s)

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on December 14, 2020.

redemption.res

BOROUGH OF BERNARDSVILLE, NJ

**RESOLUTION #20-289
AUTHORIZING THE CANCELLATION OF SMALL BALANCES
ON TAX AND SEWER UTILITY ACCOUNTS**

WHEREAS, NJSA 40A:5-17.1 provides that a municipality may authorize the cancellation of tax refund or delinquency of less than ten (\$10.00) dollars.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, New Jersey that authorization is hereby given to the Borough Tax Collector to process the cancellation of balances for 2019 and 2020

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on December 14, 2020.

RESOLUTION #20-290
BOROUGH OF BERNARDSVILLE
2021 SCHEDULE OF MEETINGS OF THE MAYOR AND COUNCIL

BE IT RESOLVED by the Borough Council of the Borough of Bernardsville to adopt the following schedule of meetings to be held in the second floor Council Chambers of the Municipal Building, 166 Mine Brook Road, Bernardsville, New Jersey, when formal action may be taken:

DATE	TIME	MEETING TYPE
Monday, January 4, 2021	7:00 P.M.	Reorganization
Monday, January 11, 2021	7:00 P.M.	Public/work
Monday, January 25, 2021	7:00 P.M.	Public
Monday, February 8, 2021	7:00 P.M.	Public/work
Monday, February 22, 2021	7:00 P.M.	Public
Monday, March 8, 2021	7:00 P.M.	Public/work
Monday, March 22, 2021	7:00 P.M.	Public
Monday, April 12 2021	7:00 P.M.	Public/work
Monday, April 26, 2021	7:00 P.M.	Public
Monday, May 10, 2021	7:00 P.M.	Public/work
Monday, May 24, 2021	7:00 P.M.	Public
Monday, June 14, 2021	7:00 P.M.	Public/work
Monday, June 28, 2021	7:00 P.M.	Public
Monday, July 12, 2021	7:00 P.M.	Public
Monday, August 9, 2021	7:00 P.M.	Public
Monday, September 13, 2021	7:00 P.M.	Public/work
Monday, September 27, 2021	7:00 P.M.	Public
Tuesday, October 12, 2021	7:00 P.M.	Public/work
Monday, October 25, 2021	7:00 P.M.	Public
Monday, November 8, 2021	7:00 P.M.	Public/work
Monday, November 22, 2021	7:00 P.M.	Public
Monday, December 13, 2021	7:00 P.M.	Public/work
Monday, December 27, 2021	7:00 P.M.	Public

The agenda will be available by 4:30 p.m. in the Office of the Borough Clerk or online at www.bernardsvilleboro.org on Thursday preceding each meeting.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held December 14, 2020.

RESOLUTION #20-291

AMENDING THE AMOUNT NOT TO EXCEED IN THE JOINT AGREEMENT WITH MULTIPLE MUNICIPALITIES (INCLUDING BEDMINSTER TOWNSHIP) AND BEVAN, MOSCA, & GIUDITTA AND EXETER ASSOCIATES, INC.

WHEREAS, the Borough of Bernardsville adopted Resolution #20-156 on May 26, 2020 and entered into a Professional Services Contract with Bevan, Mosca, & Giuditta and Exeter Associates, Inc. for legal services in connection with opposing the proposed rate increase of NJ American Water Company; and

WHEREAS, the contract, which included participation from other municipalities, stated that the total compensation was not to exceed \$4,200 unless authorized by the governing body.

WHEREAS, one town dropped out of said contract and the cost for Bernardsville is \$5,388.57

WHEREAS, Resolution #20-218 was adopted on September 14, 2020 and amended the total amount not to exceed by an additional \$1,800 for a total of \$6,000 for 2020.

WHEREAS, the latest invoice is in the amount of \$3,810.23 for a grand total of \$9,198.80 for Bernardsville's portion.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Bernardsville, to amend said the total amount not to exceed by an additional \$3,200 for a total of \$9,200 for 2020.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on December 14, 2020.

RESOLUTION #20-292
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7000-0017
FOR THE PATEL RESIDENCE
FOR 391 MENDHAM RD.

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 3/1/17 FOR BLOCK 7 LOT 2, ALSO KNOWN AS 391 MENDHAM RD .; AND

WHEREAS, THE PROJECT AT 391 MENDHAM ROAD HAS BEEN FINISHED AND A CERTIFICATE OF OCCUPANCY HAS BEEN ISSUED, IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$558.50.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER GEOFFREY B. PRICE THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$558.50.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the Tax Collector is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 7, Lot 2	Chirag & Priti Patel 391 Mendham Rd. Bernardsville, NJ 07924	\$558.50

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on December 14, 2020.

RESOLUTION#20-293
AUTHORIZING SHARED SERVICES AGREEMENT
WITH BERNARDS TOWNSHIP FOR FIRE PREVENTION
(EXTENSION TO MARCH 31, 2021)

WHEREAS, the Borough of Bernardsville (“Bernardsville”) and the Township of Bernards (“Bernards”) have reviewed their needs, resources and personnel and have found that they can assist each other by Bernards operating the Bernardsville Fire Prevention Bureau with greater efficiency than the Borough operating the office with multiple part-time staff; and

WHEREAS, pursuant to N.J.S.A. 40A:65-1, et seq., any Fire Prevention Bureau of the State of New Jersey may contract with any other municipality for the shared provision within their several jurisdictions of any service that any party to the agreement is empowered to provide within its own jurisdiction; and

WHEREAS, in a Shared Fire Prevention Bureau, each Bureau retains its own identity; and

WHEREAS, the Shared Fire Prevention Bureau shall be operated as two separate bureaus, pursuant to which Bernards is the host Fire Prevention Bureau and provides the services described in this Agreement to Bernardsville; and

WHEREAS, the Shared Services Agreement, in the form attached hereto and made a part hereof, was negotiated and agreed to by, Bernardsville and Bernards which establishes a shared Fire Prevention Bureau and provides for the sharing of bureau facilities and bureau staff including the Fire Official and Fire Inspectors; and

WHEREAS, Bernardsville and Bernards have negotiated a Shared Services Agreement, which is attached hereto and made a part hereof; and

WHEREAS, the Shared Services Agreement has been reviewed by the Borough Attorney, along with representatives of the Borough; and

WHEREAS, the Borough Council of the Borough of Bernardsville finds it to be in the best interest of the Borough and its residents to enter into this Shared Services Agreement with Bernardsville and Bernards for the establishment and operation of a shared Fire Prevention Bureau; and

WHEREAS, Resolution #20-256 adopted on October 26, 2020 authorized a Shared Services Agreement as discussed above to December 31, 2020 and an extension to March 31, 2021 is desired.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, in the County of Somerset, and State of New Jersey, as follows:

1) There shall be established a shared Fire Prevention Bureau servicing the Borough of Bernardsville and Township of Bernards subject to compliance with the terms and conditions of the approval.

2) The Mayor and Borough Clerk are hereby authorized and directed to execute the attached Shared Services Agreement with the Bernards Township, which Agreement sets forth the terms and conditions for the operation of the shared Fire Prevention Bureau, including the sharing of bureau facilities and bureau staff including the Fire Official and Fire Inspectors.

3) The Borough Clerk, Administrator, Borough Attorney and other appropriate Borough officials are further authorized to take any and all action required to comply with this Agreement.

4) This Resolution shall take effect immediately upon adoption, and the adoption of the appropriate mechanism approving the Shared Services Agreement adopted by the Borough.

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on December 14, 2020.

RESOLUTION #20-294

ACCEPTING A DONATION TO THE BERNARDSVILLE POLICE DEPARTMENT

BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville to accept a donation to the Bernardsville Police Department in the amount of \$10,000 from the Paragano Family Foundation.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on December 14, 2020.

RESOLUTION #20-295
RESOLUTION AUTHORIZING TRANSFER OF FUNDS

WHEREAS, it has been determined that the following appropriations will be in need of additional funding prior to December 31, 2020 and NJSA 40A:4-58 and 59 permits the transfer of funds from those line items where an excess exists to those appropriations that are expected to be insufficient,

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, County of Somerset, that the following budget transfers be made effective December 14, 2020:

CURRENT FUND:

<u>Account Number</u>	<u>Account Name</u>	<u>S&W/OE</u>	<u>FROM</u>	<u>TO</u>
10-C00-0100-0200	A&E	OE	\$ 15,000.00	XXXXXX
10-C00-0230-0100	MUNICIPAL SERVICES - S&W	S&W	\$ 3,000.00	XXXXXX
10-C00-0315-0200	GASOLINE	OE	\$ 2,600.00	XXXXXX
10-C00-0220-0200	STREETS & ROADS	OE	\$ 42,700.00	XXXXXX
10-C00-0235-0200	LANDFILL	OE	\$ 10,000.00	XXXXXX
10-C00-0272-0100	RECREATION	S&W	\$ 2,200.00	XXXXXX
10-C00-0108-0200	CAPITAL IMPROVEMENT FUND	OE	XXXXXX	\$ 67,700.00
10-C00-0110-0200	FINANCE	OE	XXXXXX	\$ 1,600.00
10-C00-0225-0200	STREET LIGHTING	OE	XXXXXX	\$ 4,000.00
10-C00-0109-0202	RESERVE FOR TURF FIELD	OE	XXXXXX	\$ 2,200.00
			\$ 75,500.00	\$ 75,500.00

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville in the County of Somerset in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Borough Council of the Borough of Bernardsville in the County of Somerset in the State of New Jersey on December 14, 2020.

 Anthony Suriano
 Borough Clerk

RESOLUTION #20-296
AUTHORIZING CANCELLATION OF CHECKS

WHEREAS, the Finance Department has determined that the following outstanding check(s) are stale dated and should not be honored by the bank, and;

WHEREAS, the Finance Department wishes to remove these checks from the bank reconciliations on which they appear and arrangements have been made to reissue them should they be presented for deposit;

NOW THEREFORE BE IT RESOLVED: by the Borough Council of the Borough of Bernardsville, County of Somerset, that the following outstanding stale dated checks be cancelled:

<u>FUND</u>	<u>VENDOR</u>	<u>CHECK#</u>	<u>AMOUNT</u>	<u>DATE</u>
DEVELOPER'S ESCROW	HIGHVIEW 73 PROPERTIES	2173	\$ 286.00	11/12/2019
CURRENT FUND	ZAK WOJTECH	47911	\$ 37.50	3/25/2019
	PETER RUBINETTI PRIVATE DISPOSAL	48161	\$ 1,075.84	5/14/2019
	TOPOLOGY	48242	\$ 900.00	5/28/2019
	ZAK WOJTECH	49783	\$ 40.00	2/24/2020
	FERDINAND HAMADA	49805	\$ 50.00	3/9/2020
	GREG DEPRANDPRE	49809	\$ 50.00	3/9/2020
OTHER TRUSTS	JCP&L	23	\$ 3.15	2/11/2019
	SYNCB/AMAZON	216	\$ 235.10	5/11/2020
PAYROLL TRUST	RILEY MILLS	218	\$ 179.59	7/13/2018
	LUCY TAYLOR	306	\$ 49.60	6/28/2019

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on December 14, 2020.

BOROUGH OF BERNARDSVILLE
RESOLUTION #20-297
AUTHORIZING THE CANCELLATION OF
UNSPENT BUDGET APPROPRIATIONS

WHEREAS, N.J.S.A. 40A:4-60 authorizes the cancellation of unexpended balances to Budget Operations prior to the end of the Fiscal Year, and;

WHEREAS, due to the COVID-19 pandemic, recreation programs & the municipal pool were greatly affected in the areas of program cancellations, lack of registrations and reduction in operating hours, causing a deficit in budgeted revenue, and;

WHEREAS, the reduction in programs and/or registrations also left unspent appropriations available as of the end of the calendar year 2020;

WHEREAS, it is in the best interest of the Borough of Bernardsville to cancel the unspent appropriations in the Recreation & Swim Pool Budgets, thereby offsetting the lack of revenue in order to preserve its Fund Balance;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of Bernardsville, County of Somerset, New Jersey that the Finance Department is hereby authorized to cancel the following budget appropriations to Budget Operations.

SWIM POOL S&W	\$ 29,000.00
SWIM POOL OE	\$ 27,000.00
RECREATION S&W	\$ 52,000.00
RECREATION OE	<u>\$ 37,000.00</u>
TOTAL CANCELLED TO BUDGET OPERATIONS	\$ 145,000.00

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on December 14, 2020.

BOROUGH OF BERNARDSVILLE, NJ

RESOLUTION #20-298
AUTHORIZING REFUND OF OVERPAYMENT OF 2020 TAXES FOR
NJ TAX COURT APPEAL
96 CLARK ROAD

WHEREAS, the Tax Court of NJ has issued an appeal judgment dated October 28, 2020 on Block 11, Lot 2.01, also known as 96 Clark Road which has reduced the 2020 Assessed Value from 1,514,800 to 1,400,000 and;

WHEREAS, the Tax Collector has calculated the new tax figures for the 2020 tax year based on the adjusted assessed value and the 2020 tax rate of 2.104% to be \$29,456.00, a difference of \$2,415.39 and;

WHEREAS, all 2020 taxes, as originally billed prior to the appeal judgment, have been paid in full, causing an overpayment in the amount of \$2,415.39 and;

WHEREAS, per the settlement agreement, interest will be waived if refund is paid within 60 days from date of judgment;

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the Tax Collector is hereby authorized to refund the following tax overpayment

BLOCK, LOT & QUALIFIER	RECIPIENT	REFUND AMOUNT
Block 11, Lot 2.01	Carol Ann Crooks 96 Clark Road Bernardsville, NJ 07924	\$2,415.39

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on December 14, 2020.

redemption.res

**RESOLUTION #20-299
APPOINTING A MUNICIPAL COURT JUDGE**

WHEREAS, there is a need for the appointment of a Municipal Court Judge for the Bedminster Township, Borough of Peapack and Gladstone, Bernards Township, Borough of Bernardsville Shared Municipal Court; and

WHEREAS, the Shared Municipal Court Services Advisory Committee recommends the appointment of Katherine E. Howes as Municipal Court Judge to the Shared Court.

NOW THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Bernardsville do hereby appoint Katherine E. Howes to the position of Municipal Court Judge of the Bedminster Township, Borough of Peapack and Gladstone, Bernards Township, and Borough of Bernardsville Shared Municipal Court for a period of three years, effective January 1, 2021 term expiring December 31, 2023.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held December 14, 2020.

**BOROUGH OF BERNARDSVILLE
RESOLUTION #20-300**

**APPOINTING A MUNICIPAL PROSECUTOR FOR SHARED MUNICIPAL
COURT FROM JANUARY 1, 2021 TO DECEMBER 31, 2021**

WHEREAS, the current term for the Municipal Prosecutor expires December 31, 2020 and there is a need for the appointment of a Municipal Prosecutor for the Bedminster Township, Borough of Peapack and Gladstone, Bernards Township, and Borough of Bernardsville Shared Municipal Court; and

WHEREAS, the Shared Municipal Court Services Advisory Committee recommends the following appointment to the position of Municipal Prosecutor to the Shared Court for the period of January 1, 2021 – December 31, 2021.

NOW THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Bernardsville do hereby approve the appointment of the following to perform professional services for the Bedminster Township, Borough of Peapack and Gladstone, Bernards Township, and Borough of Bernardsville Shared Municipal Court:

<u>NAME</u>	<u>POSITION</u>
Stephen O. Davis, Esq. DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C. 15 Mountain Boulevard Warren, NJ 07059	Municipal Prosecutor Annual Compensation: Full Tuesday + Full Thursday: \$95,888.06

Legal services in response to any Post-Conviction Relief Applications generated by the State v. Cassidy litigation will be billed separately at the rate of \$125.00 per hour.

NOW THEREFORE, BE IT FURTHER RESOLVED that the appointment of Mr. Davis is expressly contingent upon the continuation of a shared court agreement between Bedminster Township, Peapack-Gladstone Borough, Bernards Township, and Bernardsville Borough and the appointment of Mr. Davis as Prosecutor by the Borough of Peapack-Gladstone, Bernards Township, and the Township of Bedminster.

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held December 14, 2020.

**BOROUGH OF BERNARDSVILLE
RESOLUTION #20-301**

**APPOINTING A PUBLIC DEFENDER FOR SHARED MUNICIPAL
COURT FROM JANUARY 1, 2021 TO DECEMBER 31, 2021**

WHEREAS, the current term for the Public Defender expires December 31, 2020 and there is a need for the appointment of a Public Defender for the Bedminster Township, Borough of Peapack and Gladstone, Bernards Township, and Borough of Bernardsville Shared Municipal Court; and

WHEREAS, the Shared Municipal Court Services Advisory Committee recommends the following appointment to the position of Public Defender to the Shared Court for the period of January 1, 2021 – December 31, 2021.

NOW THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Bernardsville do hereby approve the appointment of the following to perform professional services for the Bedminster Township, Borough of Peapack and Gladstone, Bernards Township, and Borough of Bernardsville Shared Municipal Court:

<u>NAME</u>	<u>POSITION</u>
Mitzner & Mitzner 786 Mountain Blvd. Suite 101A Watchung, NJ 07069	Public Defender Annual Compensation: \$30,000

NOW THEREFORE, BE IT FURTHER RESOLVED that the appointment of Mitzner & Mitzner is expressly contingent upon the continuation of a shared court agreement between Bedminster Township, Peapack-Gladstone Borough, Bernards Township, and Bernardsville Borough and the appointment of Mitzner & Mitzner as Public Defender by the Borough of Peapack-Gladstone, Bernards Township, and the Township of Bedminster.

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held December 14, 2020.

**BERNARDSVILLE BOROUGH
RESOLUTION #20-302**

ADOPTING REMOTE WORK POLICY

WHEREAS, the Borough Council has allowed Borough employees to work remotely at various times during the ongoing COVID-19 pandemic; and

WHEREAS, Borough Labor Counsel Lisa Barre-Quick has drafted a remote work policy to allow employees to work remotely under appropriate circumstances such as a where pandemic, natural disaster or medical condition or disability necessitates a temporary remote work arrangement;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Bernardsville in the County of Somerset, New Jersey as follows:

1. The Borough “Employee Handbook” and the Borough Personnel Policies and Procedures Manual, are both supplemented and amended by adding the attached remote work policy as §9.15 in Article 9 entitled “Miscellaneous Rules and Regulations”.
2. This policy is effective immediately.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Governing Body at a duly convened meeting held Monday, December 14, 2020.

Anthony Suriano, Clerk

BOROUGH OF BERNARDSVILLE

REMOTE WORK POLICY

The Borough of Bernardsville may allow employees to work remotely under appropriate circumstances, such as where a pandemic, natural disaster, weather related events, or medical condition or disability necessitates a temporary remote work arrangement. Employees outside of the Police Department requesting to telecommute as a reasonable accommodation or for any other reason, should contact the Borough Administrator. Police Department employees should contact the Chief of Police. Additional information relative to requesting an accommodation may be found in *Section 18 Disability and Pregnancy Accommodation* of the Employee Handbook.

All remote work arrangements must be approved in advance by the Borough and are subject to operational needs of the Borough and the employee's department. Accordingly, permission to work remotely is granted at the sole discretion of the Borough and may be withdrawn at any time based upon operational needs or other appropriate considerations.

Requests to work remotely should:

- be submitted in writing
- be directed to the employee's direct supervisor with a copy to the Department Head or Chief of Police and Borough Administrator
- outline the reason for the request and the anticipated duration and schedule (e.g., full time, certain days, etc.)ⁱ

Employees granted permission to work remotely are expected to fulfill all essential functions of their role and work effectively and efficiently. As needed and appropriate, employees otherwise working remotely will be required to be on-site as operational needs demand.

Employees permitted to work remotely must continue to abide by all Borough policies contained in the Employee Handbook or elsewhere, including but not limited to the Equal Employment Opportunity/Anti-Discrimination, Anti-Harassment, Sexual Harassment, Whistleblower, Employee Complaint and the Communication Media/Social Media Policies. Police Department employees will be required to follow all applicable policies, procedures, special orders, etc. applicable to their employment in the Police Department.

Nonexempt employees who are permitted to work remotely must comply with Borough timekeeping and payroll practices and **must accurately record all working time.**

Employees working remotely must be responsive to internal and external requests and communications and must be available by phone and email during normal business hours in order to address issues as they arise in the same fashion they would if they were working in Borough Hall or other Borough offices or facilities.

Unless otherwise required by law by way of a reasonable accommodation, employees working remotely will provide all furniture and equipment needed to work remotely and the Borough will not be responsible for any damage to the employee's furniture or equipment due to the remote work arrangement.

Remote access to the Borough network and computer systems may be monitored consistent with Borough Policy relative to its IT systems.

This policy and any approved remote work at home policy are subject to change at the sole discretion of the Borough.

Effective Date: July __, 2020

ⁱ If the reason relates to a disability or medical condition, no specificity should be given to the supervisor or department head other than to state that the request is sought by way of reasonable accommodation.

**BOROUGH OF BERNARDSVILLE
RESOLUTION #20-303**

**DEMANDING THAT THE NEW JERSEY STATE LEGISLATURE ACCEPT ITS
RESPONSIBILITY TO ADMINISTER THE PROVISIONS OF THE AFFORDABLE
HOUSING ACT AND STAY FURTHER ACTION UNTIL SUCH TIMES AS IT HAS
PROMULGATED RULES GOVERNING ITS IMPLEMENTATION**

WHEREAS, in 1975 the New Jersey Supreme Court in Mount Laurel I decreed that every municipality in New Jersey, “must, by its land use regulations, presumptively make realistically possible an appropriate variety and choice of housing. More specifically, presumptively it cannot foreclose the opportunity of the classes of people mentioned for low and moderate income housing and in its regulations must affirmatively afford that opportunity, at least to the extent of the municipality's fair share of the present and prospective regional need therefor” (*10 S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 67 N.J. 151, 174 (1975)) ; and

WHEREAS, in 1983, the Supreme Court in Mount Laurel II expanded the Mount Laurel doctrine, saying:

“Therefore, proof of a municipality's bona fide attempt to provide a realistic opportunity to construct its fair share of lower income housing shall no longer suffice. Satisfaction of the Mount Laurel obligation shall be determined solely on an objective basis: if the municipality has in fact provided a realistic opportunity for the construction of its fair share of low and moderate income housing, it has met the Mount Laurel obligation to satisfy the constitutional requirement; if it has not, then it has failed to satisfy it. Further, whether the opportunity is “realistic” will depend on whether there is in fact a likelihood-to the extent economic conditions allow-that the lower income housing will actually be constructed. Plaintiff's case will ordinarily include proof of the municipality's fair share of the regional need and defendant's proof of its satisfaction. Good or bad faith, at least on this issue, will be irrelevant.” (*S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 92 N.J. 158, 220–22 (1983)); and

WHEREAS, the Supreme Court in Mount Laurel II suggested that builders' remedies should be used to force compliance by municipalities, reasoning that:

Experience . . . has demonstrated to us that builder's remedies must be made more readily available to achieve compliance with Mount Laurel. We hold that where a developer succeeds in Mount Laurel litigation and proposes a project providing a substantial amount of lower income housing, a builder's remedy should be granted unless the municipality establishes that because of environmental or other substantial planning concerns, the plaintiff's proposed project is clearly contrary to sound land use planning. We emphasize that the builder's remedy should not be denied solely because the municipality prefers some other location for lower income housing, even if it is in fact a better site. (*S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 92 N.J. 158, 279–80 (1983)); and

WHEREAS, the New Jersey Legislature responded quickly to the Court's Mount Laurel decision by enacting the Fair Housing Act of 1985, N.J.S.A. 52:27D-301, et seq., which created the Council on Affordable Housing ("COAH") which as the Court noted in Mount Laurel IV ". . . was designed to provide an optional administrative alternative to litigating constitutional compliance through civil exclusionary zoning actions." (*In re Adoption of N.J.A.C. 5:96 & 5:97 ex rel. New Jersey Council on Affordable Hous.*, 221 N.J. 1, 4 (2015)); and

WHEREAS, COAH, pursuant to the authority granted to it by the Fair Housing Act, then adopted procedural and substantive rules which provided clear guidance to municipalities as to how they could meet their affordable housing obligation; and

WHEREAS, in its rules, COAH assigned a fair share number to each municipality and set forth various mechanisms that a municipality could use in order to satisfy that obligation; and

WHEREAS, Bernardsville Borough, like many other municipalities throughout the State of New Jersey, met its First and Second Round Affordable Housing Obligations through the COAH process; and

WHEREAS, COAH adopted the First Round Rules for the period from 1987 through 1993 and the Second Round Rules for the period 1993 to 1999 and then extended to 2004; and

WHEREAS, COAH was obliged by the Fair Housing Act to adopt Third Round Rules to take effect in 2004, however, but never adopted rules that were acceptable to the Courts; and

WHEREAS, in 2015, the Supreme Court again stepped in, finding that COAH's failure to adopt Third Round Rules forced the Court to intervene; and

WHEREAS, the Supreme Court designated Mount Laurel judges in each of the fifteen court vicinages to hear all Mount Laurel cases; and

WHEREAS, instead of providing clear guidance, like the COAH rules did, the Supreme Court in Mount Laurel IV set forth vague standards that have led to a complex system of non-uniform implementation; and

WHEREAS, as a result of the Supreme Court's decision in Mount Laurel IV, municipalities no longer were assigned fair share numbers, no longer had clear and concise procedural and substantive rules to follow, and no longer had one tribunal to decide these issues, which meant that even the threshold issues of regional need and local fair share obligations had to be litigated before fifteen different Mount Laurel judges, and as a result, municipalities were forced to spend tens of thousands, and in some cases hundreds of thousands of dollars, to negotiate fair share numbers with the Fair Share Housing Center ("FSHC") and to gain court approval of settlement agreements negotiated with FSHC; and

WHEREAS, the Supreme Court in Mount Laurel IV concluded its opinion by encouraging the Legislature to once again assume responsibility in the area of affordable housing, saying:

“In conclusion, we note again that the action taken herein does not prevent either COAH or the Legislature from taking steps to restore a viable administrative remedy that towns can use in satisfaction of their constitutional obligation. In enacting the FHA, the Legislature clearly signaled, and we recognized, that an administrative remedy that culminates in voluntary municipal compliance with constitutional affordable housing obligations is preferred to litigation that results in compelled rezoning. (Citation omitted.) It is our hope that an administrative remedy will again become an option for those proactive municipalities that wish to use such means to obtain a determination of their housing obligations and the manner in which those obligations can be satisfied” (*In re Adoption of N.J.A.C. 5:96 & 5:97 ex rel. New Jersey Council on Affordable Hous.*, 221 N.J. 1, 34 (2015)); and

WHEREAS, it has been five years since the Mount Laurel IV opinion was issued and, to the detriment of each municipality in New Jersey and to the future viability of the State, neither the Legislature nor the Governor nor COAH have taken any action to remedy the situation; and

WHEREAS, if the Governor, the Legislature and COAH continue to ignore their responsibilities, municipalities will once again face a burdensome, time-consuming and expensive process to obtain Fourth Round Mount Laurel compliance starting in 2025;

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey, that it does hereby demand that the Governor and the Legislature cease their unconscionable disregard of this most important provision of the State constitution and take immediate and decisive action to restore a viable administrative remedy that municipalities can use in satisfaction of their constitutional obligations to provide affordable housing.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Governing Body at a duly convened meeting held Monday, December 14, 2020.

Anthony Suriano, Clerk

**BOROUGH OF BERNARDSVILLE
RESOLUTION #20-304**

**AUTHORIZING ISSUANCE OF REQUEST FOR PROPOSALS TO
FACILITATE THE REDEVELOPMENT OF QUIMBY LANE**

WHEREAS, the governing body wishes to seek proposals to facilitate the redevelopment of Quimby Lane.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Bernardsville, in the County of Somerset, State of New Jersey, that it hereby authorizes the issuance of a Request for Proposals to facilitate the redevelopment of Quimby Lane.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Governing Body at a duly convened meeting held Monday, December 14, 2020.

Anthony Suriano, Clerk

RESOLUTION #20-305
BOROUGH OF BERNARDSVILLE
RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE
AND APPROPRIATIONS PER NJSA 40A:4-87
STATE OF NEW JERSEY
DONATION TO POLICE DEPARTMENT

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

WHEREAS, the Director may also approve the insertion of an item of appropriation for an equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Bernardsville in the County of Somerset, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$10,000.00, which is now available due to a Donation by the Paragano Family Foundation for use by the Police Department;

BE IT FURTHER RESOLVED, that the like sum of \$10,000.00 is hereby appropriated under the caption Police Donations.

I, Anthony Suriano, Clerk of the Borough of Bernardsville in the County of Somerset in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Borough Council of the Borough of Bernardsville in the County of Somerset in the State of New Jersey on December 14, 2020.

Anthony Suriano
Borough Clerk