

BOROUGH OF BERNARDSVILLE
Mayor & Borough Council Meeting Agenda
October 26, 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**

4A. Winter Farmer’s Market – Ed English

5. **APPROVAL OF MINUTES**

September 28, 2020

October 13, 2020

Motion:

Second:

Voice Vote:

6. **OPEN SESSION**

At this point in the meeting, the Mayor & Council welcome comments from any member of the public. To help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers shall limit their comments to 3 minutes. If reading from a prepared statement, please provide a copy and email a copy to the Clerk’s Office after making your comments so it may be properly reflected in the minutes.

7. **ORDINANCES** (Public Hearing)

Mayor to open public hearing on Ordinance #2020-1856, **AN ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY, AND APPROPRIATING \$500,000 THEREFOR CONSTITUTING PROCEEDS OF GRANTS FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION**

Mayor to close public hearing

I move to pass Ordinance #2020-1856 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open public hearing on Ordinance #2020-1858, **AN ORDINANCE CONCERNING ACCESSORY BUILDING SETBACKS IN THE R-1-10 RESIDENTIAL ZONE AND SUPPLEMENTING AND AMENDING ARTICLE XII OF THE BOROUGH LAND USE ORDINANCE ENTITLED “ZONING”**

Mayor to close public hearing

I move to pass Ordinance #2020-1858 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open public hearing on Ordinance #2020-1859, **SUPPLEMENTING AND AMENDING ARTICLE 12 OF THE BOROUGH LAND USE ORDINANCE ENTITLED “ZONING” TO AMEND SECTION 12-23.15, SIGNAGE**

Mayor to close public hearing

I move to pass Ordinance #2020-1859 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open public hearing on Ordinance #2020-1860, **AN ORDINANCE ESTABLISHING A FEE FOR CANCELLED HOUSING INSPECTIONS AND SUPPLEMENTING AND AMENDING CHAPTER XI OF THE BOROUGH CODE ENTITLED “PROPERTY MAINTENANCE”**

Mayor to close public hearing

I move to pass Ordinance #2020-1860 on final reading and adopt as published:

Second:

Roll call vote:

ORDINANCES (Introduction)

I move that Ordinance #2020-1861, **ESTABLISHING SPEED LIMITS ON LLOYD ROAD AND WASHINGTON CORNER ROAD AND SUPPLEMENTING AND AMENDING CHAPTER VII OF THE BOROUGH CODE ENTITLED “TRAFFIC”**, 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, November 9, 2020.

Second:

Voice Vote:

I move that Ordinance #2020-1862, **CONCERNING SUMP PUMPS AND SUPPLEMENTING AND AMENDING CHAPTER III OF THE BOROUGH CODE ENTITLED “POLICE REGULATIONS”**, 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, November 9, 2020.

Second:

Voice Vote:

8. **RESOLUTIONS**

#20-245 AUTHORIZING PAYMENT OF BILLS

#20-246 ACCEPTING MONTHLY REPORTS

- #20-247 REDUCING THE PERFORMANCE GUARANTEE FOR THE HERITAGE AT CLAREMONT - NEW PARISH HALL AND CHURCH OVERFLOW PARKING (NGC DEVELOPMENT)**
- #20-248 AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT 04-280-7008-0100 FOR MR. & MRS DAN TODD FOR 5 PINE HOLLOW COURT**
- #20-249 AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT 04-280-7000-0026 FOR MACDONALD/KING RESIDENCE FOR 5 SOMERSET AVE.**
- #20-250 SUPPORTING SOMERSET COUNTY’S STIGMA FREE CAMPAIGN**
- #20-251 ESTABLISHING DECAL FEES AND OTHER REGULATIONS FOR MUNICIPAL PARKING LOTS DURING 2021**
- #20-252 AWARDING A CONTRACT FOR EXCAVATION OF TEST PITS**
- #20-253 RESOLUTION AUTHORIZING ISSUANCE OF REQUEST FOR PROPOSALS TO FACILITATE THE REDEVELOPMENT OF 65 MORRISTOWN ROAD**
- #20-254 AUTHORIZING TRANSFER OF FUNDS**
- #20-255 INCREASING PETTY CASH FUND POLICE DEPARTMENT**
- #20-256 AUTHORIZING SHARED SERVICES AGREEMENT WITH BERNARDS TOWNSHIP FOR FIRE PREVENTION**
- #20-257 AUTHORIZATION TO APPLY FOR LOCAL GOVERNMENT EMERGENCY FUND (CRF) GRANT**

I move that Resolutions #20-245 to #20-257 be adopted
Second:
Roll call vote:

9. REPORTS

9A. Mayor’s Update

- 9B. Municipal Attorney
- 9C. Council Public Safety Committee
- 9D. Council Finance Committee
- 9E. Council Personnel Committee
- 9F. Council Engineering, Technology & Public Works Committee
- 9G. Land Use Committee
- 9H. Other committee/commission reports
 - 9H1. Housing/Zoning report from Zoning Officer & Zoning Enf. Officer
 - 9H2. Council Liaison Reports

10. **ITEMS OF BUSINESS**

- 10A. Diversity and Inclusion Program Update
- 10B. Tour of Somerville Bike Race
- 10C. Request from Vollers to Use Borough Property (Lot across from Borough Hall) to Stockpile Materials
- 10D. Draft Resolution Retaining a Realtor in Connection with the Sale of a Portion of 271 Mine Brook Road
- 10E. Somerset County Transportation
- 10F. Correspondence
 - 10F (1) Email re: JCP&L & Bernardsville Working Together
- 10G. Unfinished Business
 - 10G (1) Holiday Displays
- 10H. New Business

11. **OPEN SESSION**

At this point in the meeting, the Mayor & Council welcome comments from any member of the public. To help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers shall limit their comments to 3 minutes. If reading from a prepared statement, please provide a copy and email a copy to the Clerk's Office after making your comments so it may be properly reflected in the minutes.

12. **CLOSED SESSION**

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

Personnel Matters, Contract Negotiations, Collective Bargaining, and
Property acquisition/pending litigation/attorney-client privilege

(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.

Seconded:

Vote:

13. **REOPEN AND ADJOURNMENT**

102620ag

ORDINANCE #2020-1856

ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY, AND APPROPRIATING \$500,000 THEREFOR CONSTITUTING PROCEEDS OF GRANTS FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION.

BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY, AS FOLLOWS:

Section 1. The improvement described in Section 2 of this ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Bernardsville, New Jersey, and there is hereby appropriated therefor the aggregate sum of \$500,000 constituting moneys received or expected to be received by the Borough from the New Jersey Department of Transportation as grants-in-aid of financing said improvement.

Section 2. The improvement hereby authorized and the purpose for the financing of which the appropriation is made as provided in Section 1 of this ordinance is the improvement of Lloyd Road and Washington Corner Road in and by the Borough, including the construction or reconstruction thereof, together with all paving, road resurfacing, milling, equipment, site work, structures, work, materials and other expenses necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

Section 3. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any

inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

Section 4. This ordinance shall take effect after publication after final passage as provided by law.

ATTEST:

BOROUGH OF BERNARDSVILLE

Anthony Suriano, Borough Clerk

Mayor, Mary Jane Canose

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

**BERNARDSVILLE BOROUGH
ORDINANCE #2020-1858**

AN ORDINANCE CONCERNING ACCESSORY BUILDING SETBACKS IN THE R-1-10 RESIDENTIAL ZONE AND SUPPLEMENTING AND AMENDING ARTICLE XII OF THE BOROUGH LAND USE ORDINANCE ENTITLED “ZONING”

WHEREAS, Section 12-23.1 entitled “Accessory Building” does not include setbacks for the R-1-10 zone;

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

Section 1. Paragraph d and g of §12-23.1 are supplemented and amended to include references to the R-1-10 residential zone as follows:

“d. No accessory building wall shall be located nearer to any side or rear lot line than the following distances:

R-1	40 feet*
<u>R-1-10</u>	<u>40 feet*</u>
R-1A	40 feet*
R-2	30 feet
R-3	15 feet
R-4	10 feet
R-5	7 feet

* See Subsection **g** below.

“g. All accessory buildings over 20 feet in height as defined in this chapter and located in the R-1, R-1-10 and R-1A Zones shall be set back a distance equal to two times the building height (as defined by this chapter).”

Section 2. All other provisions of §12-23.1 shall remain in full force and effect.

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.

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

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 2020-1859

SUPPLEMENTING AND AMENDING ARTICLE 12 OF THE BOROUGH LAND USE ORDINANCE
ENTITLED “ZONING” TO AMEND SECTION 12-23.15, SIGNAGE

WHEREAS, the Borough of Bernardsville 2000 Master Plan as amended in 2004 included goals and policy objectives relating to the Borough’s downtown and included a Downtown Plan within the Master Plan Land Use Element; and

WHEREAS, the Planning Board adopted a Master Plan Reexamination Report in 2016 that reaffirmed the goals and status of the 2000 Master Plan relating to the Borough’s Downtown; and

WHEREAS, the Borough authorized the preparation of a draft Downtown Zoning Ordinance to implement the recommendations of the 2000 Master Plan and Reexamination Report as amended and reexamined; and

WHEREAS, the Planning Board has adopted a 2019 Reexamination Report recommending that the Borough’s Master Plan Land Use Element be amended to incorporate the proposed zoning regulations contained in the draft Downtown Ordinance; and

WHEREAS, the Planning Board also adopted a Master Plan Land Use Element Amendment as recommended by the 2019 Reexamination Report incorporating the proposed land use and zoning regulations into the Land Use Element; and

WHEREAS, the Borough seeks to amend its signage requirements to be consistent with and implement the goals and objectives of the Downtown Plan as adopted by the Planning Board and to make certain other changes to its signage requirements applicable to the entire Borough consistent with the purpose stated in this ordinance;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that the Borough Land Use Ordinance Article 12 entitled “Zoning” is hereby supplemented and amended as follows: (note: deletions from existing ordinance provisions are denoted as ~~strikeouts~~ while new provisions denoted in ***bold italics***):

12-23.15 Signs.

Purpose. *The purpose of the Sign Ordinance is to allow for effective signage appropriate to the character of each zoning district, to promote an attractive environment by minimizing visual clutter and confusion, to minimize adverse impacts on nearby property and to protect the public health, safety and general welfare.*

- a. *General Sign Provisions.* It is the intent this chapter to provide design criteria and control of signs located throughout the Borough of Bernardsville to assure a high level of attractiveness and compatibility with the site and character of the community. The following provisions apply generally to all signage.
 1. Signs shall not be erected or maintained except in conformity with the provisions of this chapter.
 2. Sign erection permit required. No sign shall be constructed or displayed unless a sign erection permit shall have been obtained from the ~~Building Subcode Official~~ Construction

Official except those exempt under subsections 12-23.a.16

3. Review and Approval Procedure: Applications for sign erection permits shall be filed with the Zoning Officer and Construction Official. Applications shall include sketches and description of proposed signs including dimensions, graphics, colors, materials and construction details. Any modifications including colors, wording or graphics of existing signs shall be submitted for review. Permits shall be issued for approved applications upon payment of the established fee. If a variance is required, a denial letter shall be issued which specifies the relief required.

4. ~~Sign Review Citizens Advisory Committee.~~

(a) ~~Composition.~~

~~A Sign Review Citizens Advisory Committee of seven (7) members shall be established consisting of the following classes:~~

~~Class 1: A member of the Planning Board appointed by the Mayor as recommended by the Chairman of the Planning Board.~~

~~Class 2: A member of the business community located in the commercial area of the Borough appointed by the Mayor.~~

~~Class 3: Five (5) individuals appointed by the Mayor.~~

~~At least one (1) of these members shall have had training or experience in graphics and/or building design.~~

(b) ~~Terms.~~ All members shall serve at the pleasure of the Mayor.

(c) ~~Organization.~~ The committee shall elect a Chairman and Vice Chairman.

(d) ~~Powers and Duties.~~ The Sign Review Citizens Advisory Committee shall be ~~advisory to the Planning Board and shall function under its authority.~~

~~The Committee is authorized to adopt its operational procedures. It shall have the following powers and duties.~~

(1) ~~Assist applicants in attaining conformance with acceptable design and construction standards, with emphasis on informal discussions.~~

(2) ~~When requested to do so, review applications for signs and recommend approval or disapproval to the appropriate Board or official.~~

(3) ~~Monitor the erection and condition of signs throughout the Borough for compliance with the sign regulations.~~

(4) ~~Advise the Zoning Officer of violations or noncompliance with this chapter and recommend measures for their correction.~~

(5) ~~Review and recommend amendments to this chapter for consideration by the Planning Board for submission to the Mayor and Borough Council.~~

4. No sign shall be placed in such a position that it will cause confusion or danger to street traffic by obscuring the view or by simulating official, directional or warning signs maintained by any Governmental Body, railroad or public utility concerned with the protection of the public health or safety. This shall include, but not be limited to, any sign visible from the public right-of-way which uses an arrow device or simulates a stop sign or stop light.
5. Signs advertising a use ~~no longer in existence~~ or a product ~~no longer available~~ shall be removed within thirty (30) days *of the dates such use ceases to be in existence or such product is no*

longer available.

6. No permanent sign shall be attached to trees, fence posts, stumps, utility poles, **light poles, within the public right of way**, bridges, rocks or like features not considered to be advertising structures.
7. All illuminated signs shall be either indirectly lighted or of the diffused lighting type, unless illuminated by an interior source. No sign shall be lighted by using unshielded incandescent bulbs, **lasers**, neon or gas discharge tubes, mirrors reflecting a direct light source or similar devices. Buildings or structures may not be outlined by tubing or strings ~~of~~ **lights except for seasonal lighting which may remain on a building but shall not be illuminated post season.**
8. No business sign shall be permitted which is not accessory to the business or use conducted on the property. **Off premise signs including but not limited to A**advertising billboard signs are **expressly** prohibited.
- ~~9. Silhouette signs are prohibited.~~
9. Rotating signs, live action signs, and flashing, **computer generated signage, variable message or scrolling signage, signs utilizing television monitors, and** intermittent illuminated signs are **prohibited.**
10. Banners, spinners, pennants, **exposed LEDs** or any moving object used for advertising purposes whether containing a message or not are prohibited, unless specifically authorized by the Governing Body for a special public event **except a digital theatre marquee sign or traditional nonilluminated barbershop pole sign in the Downtown District shall be permitted.**
11. No sign shall be erected within or over the right-of-way of any street unless specifically authorized by this chapter ~~or~~, other ordinances of the Borough, **or by the relevant governing body or agency.**
12. All signs, other than permitted temporary signs, shall be constructed of durable materials and shall be adequately maintained. All cracked, warped or broken members of a sign shall be replaced or repaired. All broken or cracked glass shall be replaced. **All permitted illuminated signs shall be maintained so that all light sources are fully functioning.** Any sign which fails to meet the maintenance provisions of this chapter shall be repaired or removed within ~~sixty (60)~~ thirty (30) days upon written notification by the ~~Building Code Official~~ **Construction Official.**
13. Portable signs are prohibited except where permitted by other provisions of this chapter.
14. Signs not exceeding ~~one (1)~~ **two (2)** square feet in area, **unless a larger sign is required by applicable law**, may be used for a driveway entrance, exit or for warning and directional purposes provided the signs are limited to said uses, and provided further the signs do not bear thereon any type of commercial advertising.
15. Any sign that is or shall become dangerous or unsafe in any manner whatsoever, or any sign erected hereafter contrary to the provisions of this chapter shall be repaired, made safe, and otherwise restored to its original condition in conformity with this chapter or shall be taken down and removed by the owner, lessor, agent or occupant of the building, property or land upon which it is placed or to which it is attached.
16. The following exemptions shall apply only to the requirement for a sign permit and shall not be construed as relieving the owner of the sign from the responsibility for its erection and maintenance in good and safe condition.
 - (a) Memorial tablets or signs, names of buildings and date of erection when cut into any masonry surface or when constructed of bronze or other noncombustible materials.
 - (b) Traffic or other municipal signs, legal notices, railroad crossing signs, danger signs and such temporary emergency signs as may be erected by governmental or public utility employees in carrying out their official work.

(c) Names on mailboxes.

(d) Signs forbidding trespassing, hunting, fishing or trapping as authorized by the Fish and Game Laws. (Chapter 23 of the N.J. Revised Statutes)

17. There shall be permitted one (1) wall or ground sign not exceeding twelve (12) square feet located ~~in~~ **on** the premises of places of worship, Sunday school buildings, public libraries, museums, parish houses, buildings used exclusively by Federal, State, County, and local governments for public purposes, public, private and parochial schools, and public recreational and community center buildings . No fee shall be required in connection with the permit for such a-sign. No such sign shall be located closer than fifteen (15) feet to a property line or within the lesser of fifteen (15) feet or one-half (1/2) the setback of the principal building, but in no event less than five (5) feet, from a street right-of-way line.

~~17. No sign shall contain more than three (3) colors, including black and white.~~

18. No sign shall contain words or graphics which are offensive to the community's standards.

19. Construction materials of signs shall be selected to complement the architecture and building materials of the building on which they are located, or to which they are related, as well as surrounding buildings.

20. Any signs other than those for which provision is expressly made under this section are prohibited.

b. *Temporary Signs.* The following temporary signs are permitted in all zones (unless otherwise indicated). ~~In no case shall a temporary sign be illuminated.~~

1. Real estate signs advertising the prospective sale or rental of the premises (~~unless otherwise indicated~~) (**as used herein, real estate signs**) upon which they are located are permitted **only** as follows.

(a) No real estate sign may be illuminated.

(b) Real estate signs shall be not more than six (6) square feet in area in residential zones and not more than twelve (12) square feet in area in nonresidential zones.

(c) Real estate signs may contain not more than three colors.

(d) Not more than one (1) real estate sign, which may be double-faced, shall be placed on a property. If a property has frontage on two (2) or more streets, other than two (2) streets joining at a corner of the property, two (2) signs may be placed on the property but only one on any street.

(e) All real estate signs shall be removed within seven (7) days of sale or complete rental of the property.

~~(f) No property shall have a real estate sign displayed for more than six (6) months in any twelve (12) month period without the permission of the Borough Council.~~

~~(g) Real estate signs advertising the rental of any portion of the premises may only be displayed for the period commencing four (4) months prior to the expiration of a lease through the signing of a new lease and shall be subject to the six (6) month limitation set forth in paragraph (f) above.~~

~~2. Campaign signs announcing or advertising any political, educational, charitable, civic, professional, religious or like campaign or event. However, such signs shall not be permitted for a period exceeding sixty (60) days in any calendar year, shall not exceed twelve (12) square feet in area, and shall be removed within seven (7) days of the conclusion of the campaign or event.~~

2. Signs are permitted on construction sites for the duration of the construction period as follows:

(a) Major subdivisions: One (1) on-tract sign not exceeding eight (8) feet in height or thirty-two

- (32) square feet in area.
- (b) New single family residence: One (1) or more signs on a lot none of which exceed six (6) feet in height. The total, aggregate area of signs may not exceed twenty-four (24) square feet per lot.
 - (c) Other construction including additions, alterations and repairs: One (1) sign not exceeding six (6) feet in height or eight (8) square feet in area.
 - (d) All such signs shall be on the subject property and shall be beyond the street right-of-way.
3. Farmers' signs advertising the sale of farm products produced within the Borough. *They Such signs shall not exceed 24 square feet in area. The signs shall be removed during seasons when products are not being offered for sale. Not more than two (2) such signs shall be erected on any one (1) property.*
 4. Signs announcing any educational, charitable, civic, or religious ~~or like~~ special event to be held in the Borough ~~shall be permitted in all zones. provided however, that Ssuch signs, however,~~ shall not be permitted for a period exceeding fourteen (14) days per special event in any one (1) calendar year, shall not exceed twelve (12) square feet in area and shall be removed within forty-eight (48) hours of the conclusion of the event. There shall be not more than six (6) off-site signs, Borough-wide, advertising any special event and no group shall be allowed to erect temporary off-site signs pursuant to this subsection for more than ~~four (4)~~ six (6) special events per year. ***Signs under this subsection are subject to the limitations set forth in subsection 8*** ~~No off site signs shall be erected without permission of the property owner(s) and no signs shall be erected in the right of way without the permission of the Borough Zoning Officer. Furthermore, no signs shall be posed in a County or State right of way without the permission of the appropriate authority. No temporary sign may be erected:~~
 - ~~(a) Where it may interfere with the ability of a person to see the street or highway ahead or official signs, signals or traffic control devices.~~
 - ~~(b) Within the limits of traffic circles, median strips, great separations or interchanges.~~
 - ~~(c) Which is affixed to, suspended from, or made part of any highway structure or appurtenances.~~
 - ~~(d) Which contains any lights.~~
 - ~~(e) Which contains advertising of any kind.~~
 5. ***Signs relating to any political campaign shall be permitted in all zones. Such signs shall not exceed twelve (12) square feet in area, shall not be permitted prior to sixty [60] days of the election to which they relate and shall be removed within seven (7) days of such election. Signs under this subsection shall be subject to the limitations set forth in subsection 8.***
 6. Announcements of the sale of an individual's personal property. ~~Such signs shall not exceed six (6) square feet in area and shall not be displayed for a period exceeding thirty-one (31) days in any calendar year.~~
 7. ***Temporary*** ~~Window~~ signs or lettering advertising sales or events in conjunction with permanent signs or lettering shall not cover more than ~~a total of~~ twenty-five (25%) percent of the ***total aggregate*** window area and shall be removed within three (3) days after termination of the sale or event advertised by the sign.
 8. ***Notwithstanding the foregoing, temporary signs shall not:***
 - (a) Be erected without permission of the property owner(s);***
 - (b) Be erected in a Borough right-of-way without the permission of the Borough Zoning***

Officer;

- (c) Be erected in a County or State right-of-way without the permission of the appropriate authority.*
- (d) Be erected where it may interfere with the ability of a person to see the street or highway ahead or official signs, signals or traffic control devices.*
- (e) Be erected within the limits of traffic circles, median strips, grate separations or interchanges.*
- (f) Be affixed to, suspended from, or made part of any highway structure or appurtenances.*
- (g) Contains any lights.*
- (h) Contain subject matter not relating to that permitted for that sign by this subsection.*

c. *Signs in the Residential Zone Districts.* In the residential districts, only the following signs shall be permitted:

1. One (1) customary professional sign or nameplate sign for a permitted use not more than two (2) square feet in area, which may be either a non-illuminated or an illuminated non-flashing sign, provided the direct source of light is shielded in such a manner that it is not visible from the street or any adjoining residential property unless said source is a porch light or a lamp post light.
2. A sign deemed necessary to the public welfare by the Governing Body or any other sign required by law.
3. Except for temporary signs, none of the signs permitted in the residential districts shall be erected nearer any street or road than half of the setback required for the principal building to be erected on said plot, provided that a nameplate sign not more than one (1) square foot in area as regulated above may be placed anywhere within the front yard.

4. Temporary signs permitted under section (b).

d. ~~Signs in the Nonresidential Zone Districts~~ **Industrial-1 and Industrial-2 Zone Districts.** In ~~all the nonresidential~~ **the nonresidential Industrial-1 and Industrial-2 zone** districts, no sign shall be permitted which is not accessory to the business conducted on the property. Signs in such districts shall comply with design standards stated in subsection 12-23.15a. Any such sign must be erected only upon an entrance wall or wall fronting on a street, except as provided below, and must comply with the following requirements:

1. No wall sign shall extend further than six (6) inches from the face of the building upon which it is attached, provided however, that where a sign extends more than three (3) inches from the face of the wall, the bottom of the sign shall not be closer than ten (10) feet from the ground level below the sign.
2. The maximum height of any single sign shall not exceed twenty (20%) percent of the height of the building or five (5) feet and the maximum width shall not exceed ninety (90%) percent of the width of the ~~store front~~ **building facade** to which the sign is attached.
3. The total sign area for all signs permitted on the face of any building shall not exceed five (5%) percent of the area of the face of the building upon which such sign or signs are attached.
4. Signs mounted at right angles to the face of a building shall not extend closer than ten (10) feet from the ground level below the sign. They shall not extend above the wall on which they are mounted. No sign shall project more than three (3) feet from the building line or exceed twelve (12) square feet in area.
5. If more than one (1) sign is permitted on a site or building the signs shall be compatible with each other and with the character of the site and shall not obscure other signs or architectural

features.

6. Window signs, including interior signs within two (2) feet of window surfaces, shall not exceed twenty (20%) percent of the area of each window upon which such signs are displayed.
7. ~~Commercial p~~Properties in ~~the~~ ***an Industrial Zone*** are permitted freestanding signs subject to the following restrictions.
 - (a) There may be only one (1) freestanding sign per lot.
 - (b) The sign shall be located at least four (4) feet from a street right-of-way line or property line and at least fifty (50) feet from the point of intersection of the side lines of any two (2) streets.
 - (c) The sign shall have a solid background which shall not exceed ten (10) square feet in area nor more than three (3) feet in width.
 - (d) The top of the sign shall be located no more than eight (8) feet above the ground below the sign nor more than eight (8) feet above the curb line of the street immediately opposite the sign.
8. Provided there is no freestanding sign as provided in paragraph 7 above, ~~an commercial~~ ***industrial*** property ***in an Industrial Zone*** having a street frontage of at least three hundred (300) feet shall be permitted one (1) freestanding sign, subject to the following limitations and requirements:
 - (a) The sign shall contain only the name of the ~~commercial~~ ***industrial*** property or facility or the brand or the manufacturer's name of the principal product sold, or the service rendered.
 - (b) The top of the sign shall not extend more than fifteen (15) feet above the ground surface below the sign.
 - (c) The total area of the sign shall not exceed thirty (30) square feet.
 - (d) The bottom of the sign shall be at least ten (10) feet above the ground level below the sign.
 - (e) Subject to the requirement in paragraph (d) above, one (1) sign for each ~~business~~ ***industrial use establishment*** located on the premises may be suspended below the principal sign surface. Each such sign shall contain only the name of the business establishment, and each sign shall not exceed one (1) foot in height and five (5) feet in width.
9. Provided there be no wall sign, a sign may be erected on sloping roofs, including gambrel and mansard roofs, or on roof fascia, overhangs and marquees subject to the following limitations and requirements:
 - (a) There shall be only one (1) such sign for each commercial industrial user.
 - (b) The top of the sign shall be located at least one (1) foot below the highest point of the roof of the building.
 - (c) The height of the sign shall not exceed three (3) feet or fifteen (15%) percent of the height of the building, whichever is less.
 - (d) The width of the sign shall not exceed fifteen (15) feet or fifty (50%) percent of the width of the roof of other structures to which it is attached, whichever is less.

10. ~~Business Signs on properties within an Industrial Zone fronting~~ on major streets shall be sufficiently legible and intelligible to afford a motorist the opportunity to absorb the information, make a voluntary decision to turn or stop and enter the deceleration lane before slowing down. In further interest of safety, ~~they shall cause a minimum of confusion with other private and public signs and traffic lights. Accordingly, signs shall be of professional quality. The use of the colors red and green, and the use of arrows or the word "stop" in such a manner as to resemble traffic signs are prohibited.~~ *such sign shall not imitate any signage as regulated by the MUTCD.*

e. ~~Gasoline Service Stations Signs. Automobile Fueling Station and Public Garage Signs.~~ Gasoline service stations *Automobile fueling stations* and public garages only may display, in addition to the foregoing *to signs permitted in the district where it is located*, signs, the following special signs which are deemed to be customary and necessary to their respective businesses:

1. One (1) freestanding sign advertising the name of the station or garage and the principal products sold on the premises, including any special company or brand name, insignia or emblem, provided that each such sign shall not exceed twenty (20) square feet in area on each side and shall be erected within the property line. The highest point of any freestanding sign shall not be more than twenty-five (25) feet above the ground. *The name of the product or service provided by the service station or garage and the logo for that product or service may be placed on the permanent canopy erected over the fueling pumps or charging outlet provided neither the name nor the logo project above or below the horizontal plans of the canopy or beyond the vertical planes of the canopy. Canopy signage shall be limited to the logo brand of the station and not exceed thirty (30) percent of the canopy fascia on each side.*

2. One (1) temporary sign located inside the property line and specifically advertising special seasonal servicing of automobiles, provided that each such sign does not exceed seven square feet in area.

3. One (1) freestanding price sign shall be permitted for each frontage and be located no closer than six (6) feet from the property boundary lines. ~~Sign Area shall not exceed six (6) 24~~ square feet and maximum height shall ~~not exceed~~ be eight (8) ~~12~~ feet from the grade below. *Changeable LED digital signage displaying fuel prices for automobile fueling stations shall be permitted subject to the following regulations:*

(a) *Digital price signage may not change until a change in the price of fuel has occurred.*

(b) *Digital price signage must be static or depicted for a minimum of 24 hours.*

(c) *Movement, including flashing, scrolling, or rotating so as to draw attention are prohibited.*

(d) *Animated signs, signs that change images, video signs, or tri-vision signs shall be prohibited.*

(e) *The maximum brightness levels for electronic message boards and fuel price signs shall not exceed 0.2 (two tenths) foot-candles over ambient light levels measured within 150 feet of the source.*

(f) *The owner/user shall reduce the level of brightness if determined by the Borough Construction Official that the light level exceeds the levels specified.*

(g) *The electronic message area shall be programmed to dim and brighten automatically in response to changes in ambient light.*

(h) Prior to the issuance of a permit for the sign, the applicant shall provide written certification from the sign manufacturer or installer that the light intensity has been preset to automatically adjust the brightness to these levels or lower. Reinspection and recalibration may be periodically required by the Borough in its reasonable discretion, at the permittee's expense, to ensure that the specified brightness levels are maintained at all times.

(i) The electronic message area shall be controlled electronically by a computer or other similar device that has a manual override.

(j) The digital price sign shall be turned off at all times when the business or use that it serves is closed.

4. Except as expressly permitted in the paragraph fueling stations signs shall comply with the provisions set forth in Section 12-23.15 (a) and (b).

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

1. Intent. Signage in Downtown Bernardsville should be subordinate to the building. The building becomes the signage that characterizes the downtown. Signage in the Downtown District should also be appropriately scaled to the pedestrian instead of the automobile. The intent is to encourage a variety of signage types that clearly identify businesses and other uses, but in a manner that enhances the streetscape and the pedestrian experience.

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.

(a) Awning Signs

(1) Awning signs shall be limited to the valance of the awning.

(2) Awning signs shall have a maximum height of 1.5 ft. and a maximum area of 60% of the awning valance.

(3) Awning signs shall be limited to one per storefront awning and located above ground story windows and doors only.

(4) Awning signs shall not be internally illuminated.

(b) Canopy Signs

(1) Canopy signs shall have a maximum height of 2 ft. and a maximum area of 50 sq. ft.

(2) Canopy signs may not project more than 1 ft. from the face of the canopy.

(3) Canopy signs shall not extend beyond the ends of the canopy.

(4) Canopy signs shall be limited to one sign per canopy and only permitted if no wall or awning sign exists on the facade.

(5) Canopy signs may be internally or externally illuminated. Internal illumination shall be limited to the letters and/or logo.

(c) Small Ground-mounted Signs Permitted in the Downtown Core and Claremont Districts

(1) Small ground-mounted signs shall be limited to 2 sides; shall have a maximum height of 6 ft. above grade; a maximum depth of 2 ft.; and a maximum area of 5 sq. ft. per side.

(2) Small ground-mounted signs shall be limited to one sign per lot frontage. One additional ground-mounted sign is allowed in increments of 100 ft. of additional lot frontage.

(3) Small ground-mounted signs shall set back a minimum of 2.5 ft. from the lot line

facing primary or secondary street and a minimum of 5 ft. from all other lot lines.

(4) Small ground-mounted signs shall not be internally illuminated.

(5) Small ground-mounted signs may be masonry, wood, metal, or a composite material with similar properties. The signs should complement the architecture of the principal building on the same lot.

(d) Large Ground-mounted Signs, except that Large Ground-mounted Signs shall not be permitted in the Downtown-Core and Downtown Claremont subdistricts.

(1) Large ground-mounted signs shall be limited to 2 sides; shall have a maximum height of 6 ft. above the base; a maximum depth of 2 ft.; and a maximum area of 40 square ft. The base of a ground-mounted sign shall have a maximum height of 2 ft.

(2) Large ground-mounted signs shall contain no content other than that identifying the occupants and property manager of the building or buildings on the lot on which the sign is erected.

(3) The maximum area of the sign and its structure shall be 100 sq. ft.

(4) Large ground-mounted signs shall be limited to one sign per lot frontage. One additional ground-mounted sign is allowed for lots 1000 ft. wide and greater.

(5) Large ground-mounted signs may only be used on lots having a frontage parallel to the street of 100 feet or more.

(6) Large ground-mounted signs shall be set back a minimum of 5 ft. from the primary or secondary street lot line and a minimum of 10 ft. from all other lot lines.

(7) Large ground-mounted signs may be internally or externally illuminated.

(e) Projecting Signs

(1) Projecting signs shall be limited to 2 sides, shall have a maximum height of 3 ft.; a maximum projecting width of 4 ft.; a maximum depth of 6 in.; and a maximum area of 4sq. ft. per side. The sign shall have a minimum of 6 inches and a maximum of 12 inches of space between facade and sign.

(2) Projecting signs shall be wood, metal, or a composite material with an appearance similar to wood or metal.

(3) Projecting signs shall be limited to one sign per tenant space.

(4) Projecting signs shall be located between ground story window and door heads and second story windowsills. In single story buildings, projecting signs shall not extend above roof eaves on a sloped roof or above the surface of a flat roof.

(5) Projecting signs shall not be internally illuminated.

(f) Wall Signs

(1) Wall signs shall have a maximum area of 1 sq. ft. per linear foot of facade.

(2) Wall signs shall not extend above roof eaves on a sloped roof or above the parapet on flat roofs.

(3) Wall signs shall not project more than 1 ft. from the face of the facade.

(4) Wall signs shall not cover windows or doors.

(5) Wall signs may be internally or externally illuminated. Internal illumination shall be limited to the letters and/or logo.

(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.***

Note: Illustrations for the application of the regulations set forth herein are illustrated in Attachment 3 entitled: "Bernardsville Zoning District Guidebook."

Attachment 3



Examples of Awning Signs

Examples of Canopy Signs



Examples of Small Ground-mounted Signs

Examples of Large Ground-mounted Signs



Examples of Projecting Signs

Examples of Wall Mounted Signs

**BERNARDSVILLE BOROUGH
ORDINANCE 2020-1860**

**AN ORDINANCE ESTABLISHING A FEE FOR CANCELLED HOUSING
INSPECTIONS AND SUPPLEMENTING AND AMENDING CHAPTER XI OF THE
BOROUGH CODE ENTITLED “PROPERTY MAINTENANCE”**

WHEREAS, cancelled housing inspections disrupt the operations of the Housing Office and waste the inspectors’ time; and

WHEREAS, the Borough Zoning Officer and the Borough Zoning Enforcement Officer have recommended that a cancellation fee be established;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Chapter XI of the Borough Code Entitled “Property Maintenance” be supplemented and amended as follows:

Section 1. Paragraph “f” of §11-2.5 entitled “Certificate of Inspection; Residential Rental Properties” is supplemented and amended by adding a new subparagraph “7” which reads as follows:

“7. Cancellation Fees.

“Cancellation by the property owner or the tenant (who scheduled and confirmed the inspection) of a scheduled housing inspection shall result in the imposition of an additional fee in accordance with the following schedule:

- a. There shall be no charge for housing inspections that are cancelled by the property owner 72 hours or more in advance of the scheduled inspection.
- b. There shall be no fee imposed for the first cancellation on less than 72 hours notice in any one calendar year.
- c. There shall be a fee of \$50.00 for the second cancellation on less than 72 hours notice in a calendar year.
- d. There shall be a fee of \$250.00 for the third cancellation on less than 72 hours notice in a calendar year.
- e. There shall be a fee of \$500.00 for the fourth and succeeding cancellations on less than 72 hours notice in a

calendar year.”

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:

Anthony Suriano, Borough Clerk

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

By: _____
Mary Jane Canose, Mayor

Introduction:

1st Publication:

Public Hearing and Adoption:

2nd Publication:

**BERNARDSVILLE BOROUGH
ORDINANCE #2020-1861**

ESTABLISHING SPEED LIMITS ON LLOYD ROAD AND WASHINGTON CORNER ROAD AND SUPPLEMENTING AND AMENDING CHAPTER VII OF THE BOROUGH CODE ENTITLED “TRAFFIC”

WHEREAS, the Borough retained H. Ney Associates to conduct speed limit studies on Lloyd Road and Washington Corner Road; and

WHEREAS, H. Ney Associates, in an October 13, 2020 Speed Limit Study, recommended that the speed limit on Lloyd Road be lowered to 30 mile per hour; and

WHEREAS, the Speed Limit Study further recommended that the speed limit for the entirety of Washington Corner Road be 25 miles per hour;

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

Section 1. New speed limits as described in the preamble are hereby established for Lloyd Road and Washington Corner Road and Section 7-21 of the Borough Code entitled “Speed Limits” is hereby supplemented and amended by adding those streets in alphabetical order as follows:

7-21 SPEED LIMITS.

The following described streets or parts of streets shall have the speed limits designated in such schedule. Regulatory and warning signs shall be erected and maintained to effect the above designated speed limits as authorized by the Department of Transportation.

<i>Name of Street</i>	<i>Direction</i>	<i>Speed</i>	<i>Location</i>
<u>Lloyd Road</u>	<u>Both</u>	<u>30 mph</u>	<u>Entire Length</u>
<u>Washington Corner Road</u>	<u>Both</u>	<u>25 mph</u>	<u>Entire Length</u>

Section 2. 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 designated speed limits.

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.

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 #2020-1862**

**CONCERNING SUMP PUMPS AND SUPPLEMENTING AND AMENDING CHAPTER
III OF THE BOROUGH CODE ENTITLED “POLICE REGULATIONS”**

WHEREAS, the constant discharge of water from sump pumps to Borough streets reduces the life of street surface and increases maintenance costs for the Borough;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Chapter III of the Borough Code Entitled “Police Regulations” is hereby supplemented and amended as follows:

Section 1. There is hereby created a new subsection 3-21.3 entitled “Discharge of Stormwater Causing Damage to Streets, Sidewalk or Curbs” which reads as follows:

“§3-21.3 Discharge of Stormwater Causing Damage to Streets, Sidewalk or Curbs”

“A. Any sump pump discharge or mechanical discharge of any stormwater, leader drain discharge or other manmade diversions of stormwater directly into any Borough street or sidewalk which causes damage to the street, sidewalk or curbing. shall upon notice from the Borough Public Works Manager or the Borough Project Manager be mitigated within ten (10) days of receipt of such notice by either relocating the discharge pipe or taking such other steps that mitigate the potential of damage at the property owner’s sole expense. to the satisfaction of the Borough Public Works Manager. In addition the property owner shall be responsible for repairing the damaged street, sidewalk or curbing at his or her sole expense.

B. The discharge from any system installed or constructed after adoption of this ordinance must daylight not less than 10 ft. from the curb line or edge of the pavement. In such cases, the discharging of sump pumps, gutter/leader systems and/or dry wells directly onto the roadway is prohibited.

C. All existing non-conforming discharges must be brought into compliance at the time a roadway is milled, paved or reconstructed. Said corrective action will be at the expense of the property owner.”

Section 2. The existing §3-21.3 entitled “Penalties” is hereby renumbered subsection 3-

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 20-245

AUTHORIZING PAYMENT OF BILLS

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

01 State & Federal Grants	\$	3,688.16
04 Escrow	\$	4,494.12
06 Outside Employment	\$	25,472.10
10 Current Fund	\$	2,775,678.07
19 Other Trusts	\$	9,056.75
20 Payroll	\$	86,026.75
33 Capital Fund	\$	32,430.33
40 Sewer Utility Fund	\$	26,193.99
55 Sewer Capital	\$	-
70 COAH Trust	\$	-
71 Fire Prevention Trust	\$	-
72 Open Space Trust	\$	-
73 Police Law Enforcement	\$	-
74 Public Defender Trust	\$	-
85 Recreation Trust	\$	11,980.00
TOTAL	\$	2,975,020.27

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 October 26, 2020.

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

Meeting Date: 10/26/2020 For bills from 10/14/2020 to 10/21/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2242	6738 - HVI SERVICES, LLC 01-G20-0110-0380 RECYCLING TONNAGE GRANT (2017)	PO 106961 Recycle Concrete and Asphalt from Road R	798.16	798.16	798.16
2243	358 - LUDLOW HEATING & COOLING CO. 01-G20-0110-0380 RECYCLING TONNAGE GRANT (2017)	PO 106947 Reclaim and Recycle Refrigerant from AC,	1,970.00	1,970.00	1,970.00
2244	3141 - TRAFFIC SAFETY SERVICE LLC 01-G17-0110-0400 EMAA/OEM 2015 - Chap.159	PO 106544 Traffic Cones for road closures during s	920.00	920.00	920.00

TOTAL

3,688.16

Total to be paid from Fund 01 STATE & FEDERAL GRANTS

3,688.16

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3,688.16

**List of Bills - (0410101001000) CASH - ESCROW
 ESCROW
 Meeting Date: 10/27/2020 For bills from 10/14/2020 to 10/21/2020**

Check#	Vendor	Description	Account	PO Payment	Check Total
2516	6808 - DAN & BARBARA TODD	PO 107024 RELEASE OF STORMWATER ESCROW		11.12	
	04-280-7008-0103	DISBURSEMENTS - TODD/CBT ADVISORS - STOR	11.12		11.12
2517	1307 - FERRIERO ENGINEERING, INC	PO 106995 9/16/20 Inspect drywell/leader drains.		117.75	
	04-280-7000-0103	ESCROW DISBURSEMENT- CARUSO (STORMWATER)	117.75		
		PO 106996 September - Review Lot Development Plan.		420.00	
	04-280-7015-0103	DISBURSEMENTS - HARRISON - STORMWATER	420.00		
		PO 106997 September Engineering Services		630.00	
	04-280-7019-0103	DISBURSEMENTS - DOHERTY (STORMWATER)	630.00		
		PO 106998 September Engineering Services		105.00	
	04-280-7020-0103	DISBURSEMENTS - PHILIPSEN (STORMWATER)	105.00		
		PO 106999 September Engineering Services		280.00	
	04-280-7021-0103	DISBURSEMENTS - PARAGANO-KANE/INCA POOL	280.00		
		PO 107000 September Engineering Services		350.00	
	04-280-7022-0103	DISBURSEMENTS - GONZALES (STORMWATER)	350.00		
		PO 107004 9/3/20 Review descriptions/deeds O&M man		35.00	
	04-280-7002-0103	DISBURSEMENTS - CROOKS - STORMWATER ESCR	35.00		
		PO 107013 Boro Engineer Developer Agreement relate		922.75	
	04-280-6000-0063	ESCROW-NGC DEVP ENG INSP SCH A,B,C	852.75		
	04-280-6001-0103	DISBURSEMENTS - INSP ESCROW#18-06 - CLAR	70.00		2,860.50
2518	1307 - FERRIERO ENGINEERING, INC	PO 107048 BOA Engineer contract & application serv		560.00	
	04-280-4015-0103	DISBURSEMENTS - BOA#20-03 - HAWN - B28,	105.00		
	04-280-4017-0103	DISBURSEMENTS - BOA#20-05 - SEA BRIGHT S	455.00		560.00
2519	6201 - HEATHER MACDONALD & MATHEW KING	PO 107025 RELEASE OF STORMWATER ESCROW		562.50	
	04-280-7000-0026	ESCROW - MACDONALD/KING B68 L1	562.50		562.50
2520	5805 - LOUIS P. RAGO, ESQ	PO 107047 BOA Attorney contract & application serv		500.00	
	04-280-4000-0108	ESCROW-DALLAS #19-02 B14 L11.04	500.00		500.00
	TOTAL				4,494.12
Total to be paid from Fund 04 ESCROW		4,494.12			
		=====			
		4,494.12			

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

From 10/01/2020 to 10/31/2020

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
10/01/2020	3056		6185	06-191-0800-2000	CURRENT FUND - MILLINGTON TRANSFER INTEREST DUE TO CURRENT	34.60	34.60	06-101-0100-2000
10/02/2020	3047		6184	06-285-0600-1004 06-285-0600-1007	PAYROLL ACCOUNT VERIZON PSEG	1,200.00 1,162.50	2,362.50	06-101-0100-2000
10/16/2020	3210		6186	06-285-0600-1006 06-285-0600-1004 06-285-0600-1038 06-285-0600-1007 06-285-0600-1017	PAYROLL ACCOUNT AMERICAN WATER VERIZON VOLLERS PSEG CRJ	525.00 650.00 7,150.00 3,075.00 8,800.00	20,200.00	06-101-0100-2000
10/16/2020	3211		6186	06-285-0600-1006 06-285-0600-1004 06-285-0600-1038 06-285-0600-1007 06-285-0600-1017	PAYROLL ACCOUNT AMERICAN WATER VERIZON VOLLERS PSEG CRJ	-525.00 -650.00 -7,150.00 -3,075.00 -8,800.00	-20,200.00	06-101-0100-2000
10/16/2020	3212		6186	06-285-0600-1006 06-285-0600-1004 06-285-0600-1038 06-285-0600-1007 06-285-0600-1017 06-285-0600-1047 06-285-0600-1013 06-285-0600-2026 06-285-0600-2027	PAYROLL ACCOUNT AMERICAN WATER VERIZON VOLLERS PSEG CRJ ATLANTIC INFRARED SCHIFANO RAY LILLIE NJ TREE MANAGEMENT	525.00 650.00 7,150.00 3,075.00 8,800.00 1,000.00 300.00 525.00 1,050.00	23,075.00	06-101-0100-2000

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
06-101-0100-2000	CASH - POLICE O/S DUTY				25,472.10
06-191-0800-2000	DUE CURRENT---INTEREST			34.60	
06-285-0600-1004	VERIZON		1,850.00		
06-285-0600-1006	AMERICAN WATER/MEASURING		525.00		
06-285-0600-1007	PSE&G		4,237.50		
06-285-0600-1013	SCHIFANO CONSTRUCTION		300.00		
06-285-0600-1017	CRJ CONST. CO.		8,800.00		
06-285-0600-1038	VOLLERS		7,150.00		
06-285-0600-1047	POLICE O/S DUTY - ATLANTIC INFRARED INC		1,000.00		
06-285-0600-2026	RAYMOND LILLIE		525.00		
06-285-0600-2027	NJ TREE MANAGEMENT		1,050.00		
TOTALS (FOR RANGE):					25,472.10

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

Meeting Date: 10/26/2020 For bills from 10/14/2020 to 10/21/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
307	5595 - ANIMAL CONTROL SOLUTIONS, LLC 19-285-0500-3001	PO 106968 9/23/20 EMERGENCY CARE FOR DOG RESERVE FOR ANIMAL CONTROL	115.00	115.00	115.00
308	6043 - JCP&L 19-285-0500-5001	PO 107034 JCP&L 8/20/20-9/20/20* RESERVE FOR RAILROAD STATION	13.82	13.82	13.82
309	57 - NJ AMERICAN WATER CO. 19-285-0500-5001	PO 107035 NJ AMERICAN WATER 9/6/20-10/8/20* RESERVE FOR RAILROAD STATION	119.38	119.38	119.38
310	6168 - PLANT DETECTIVES 19-285-0500-4001	PO 106731 Replacement Trees - Route 202 at Borough RESERVE FOR SHADE TREES	690.00	690.00	690.00
311	4360 - RESEARCH & DESIGN LANDSCAPE LLC 19-285-0500-4001	PO 106768 Plant Replacement Trees - Route 202 at B RESERVE FOR SHADE TREES	475.00	475.00	475.00
312	6303 - SYNCB/AMAZON 19-285-0500-8002	PO 106855 6 FEET APART SIGNS STORM RECOVERY TRUST - COVID-19	19.49	19.49	19.49
313	3488 - VERIZON 19-285-0500-5001	PO 107028 INTERNET SERVICE AT TRAIN STATION ACC 75 RESERVE FOR RAILROAD STATION	151.99	151.99	151.99

TOTAL

1,584.68

Total to be paid from Fund 19 OTHER TRUSTS

1,584.68

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1,584.68

Checks Previously Disbursed

19132	PAYROLL ACCOUNT	PAYROLL - ACCUMULATED ABSENCES - R	7,472.07	10/16/2020

			7,472.07	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 19 OTHER TRUSTS	7,472.07	1,584.68	9,056.75
BILLS LIST TOTALS	7,472.07	1,584.68	9,056.75

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

Meeting Date: 10/26/2020 For bills from 10/14/2020 to 10/21/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
14	6966 - SAMANTHA BENDER 20-280-5600-0900	PAYABLE - DIRECT DEPOSIT	PO 106991 PAYMENT FOR PAYROLL SEPTEMBER AND OCTOBE 775.04	775.04	775.04
TOTAL					----- 775.04
Total to be paid from Fund 20 PAYROLL AGENCY		775.04	-----		
		775.04			

Checks Previously Disbursed

20637	ACTION DATA SERVICES-PAYROLL	PAYROLL TAXES PAYABLE - 10/16/20	65,009.48	10/16/2020
20635	ACTION DATA SERVICES-PAYROLL	NET PAYROLL - 10/16/20	303.57	10/16/2020
20634	CURRENT ACCOUNT	PO# 106916 EMPLOYEE MEDICAL FROM PAYROLL (DU	19,938.66	10/07/2020

			85,251.71	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 20 PAYROLL AGENCY	85,251.71	775.04	86,026.75
BILLS LIST TOTALS	85,251.71	775.04	86,026.75
			=====

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

Meeting Date: 10/26/2020 For bills from 10/13/2020 to 10/21/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
6036	3078 - DELL MARKETING LP 33-215-2912-1008	2020-1837 - GENERAL IMP/EQUIPMENT	PO 106882 DESKTOP COMPUTERS FOR RECREATION DEPARTM 1,541.16	1,541.16	1,541.16
6037	6749 - DMC ASSOCIATES INC. LAND SURVEYORS 33-215-2906-1003	2019-1816 - SOFT COSTS - 271 MINE BROOK	PO 106521 Review Minor Subdivision Plan(Ferriero E 800.00	800.00	800.00
6038	1307 - FERRIERO ENGINEERING, INC 33-215-2912-1004 33-215-2907-1003 33-215-1400-1004 33-215-2915-1000 33-215-2906-1003	2020-1837 - WHITENACK ROAD 2019-1827 - SOFT COSTS - VARIOUS ROADS Ord. 15-1691DrainageVarious Roads O/S ORD 19-1812 - VARIOUS IMPROVEMENT 2019-1816 - SOFT COSTS - 271 MINE BROOK	PO 106987 September 2020 Engineering Expense - Var 2,033.07 515.50 490.00 280.00 1,925.00	5,243.57	5,243.57
6039	3864 - GTEM INC 33-215-2912-1006	2020-1837 - POLICE EQUIPMENT	PO 106853 REPLACEMENT MDT COMPUTERS FOR POLICE VEH 14,005.60	14,005.60	14,005.60
6040	3419 - KEY-TECH LABORATORIES 33-215-1400-1002	Ord. 15-1691Improvements VariousRoads	PO 106624 5 Core Samples Per NJDOT Grant Requireme 1,450.00	1,450.00	1,450.00
6041	358 - LUDLOW HEATING & COOLING CO. 33-215-2912-1007	2020-1837 - HEATER FOR POLE BARN	PO 107016 Furnish and Install Gas Furnace at Pole 5,875.00	5,875.00	5,875.00
6042	4993 - R. MADDALUNA LANDSCAPE CONTRACTORS, 33-215-1400-1002	Ord. 15-1691Improvements VariousRoads	PO 106828 Lloyd Road Project 3,075.00	3,075.00	3,075.00
TOTAL					31,990.33

Total to be paid from Fund 33 CAPITAL FUND 31,990.33
31,990.33

Checks Previously Disbursed

6028	NEW JERSEY DEPT OF TRANSPORTATION	PO# 106772 Submission of NJDOT MT-155 -271 M	440.00	9/30/2020
			440.00	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 33 CAPITAL FUND	440.00	31,990.33	32,430.33
BILLS LIST TOTALS	440.00	31,990.33	32,430.33

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

Meeting Date: 10/26/2020 For bills from 10/14/2020 to 10/21/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
10081	4333 - BERNARDSVILLE HARDWARE 40-C00-0101-0205 SEWER - GENERAL EXPENSES	PO 106963 SEPT 2020*	1,222.89	1,222.89	1,222.89
10082	5570 - EMR POWER SYSTEMS,LLC 40-C00-0101-0214 SEWER - PUMP STATION MAINT.	PO 106994 Generator Service	735.00	735.00	735.00
10083	1619 - GARDEN STATE LABORATORIES INC 40-C00-0101-0215 SEWER - TESTING	PO 106976 September 2020 Service	1,040.00	1,040.00	1,040.00
10084	87 - JCP&L 40-C00-0101-0227 SEWER - ELECTRICITY	PO 107010 JCP& L 8 /22-9/21/20*	8,784.06	8,784.06	8,784.06
10085	57 - NJ AMERICAN WATER CO. 40-C00-0101-0229 SEWER - WATER BILLS	PO 107006 NJ AMERICAN WATER - 7/5-8/2/20*	90.87	90.87	90.87
10086	57 - NJ AMERICAN WATER CO. 40-C00-0101-0229 SEWER - WATER BILLS	PO 107011 NJ AMERICAN WATER - 9/10/20-10/8/20*	4,212.96	4,212.96	4,212.96
10087	4335 - PASSAIC VALLEY SEWERAGE COMISSION 40-C00-0101-0226 SEWER - SLUDGE REMOVAL	PO 106939 September 2020 Service	1,545.60	1,545.60	1,545.60
10088	1994 - RUSSELL REID 40-C00-0101-0226 SEWER - SLUDGE REMOVAL	PO 107018 September 2020 Service	2,511.36	2,511.36	2,511.36
10089	61 - VERIZON 40-C00-0101-0301 SEWER -TELEPHONE	PO 106981 TELEPHONE BILLS - SEPT 2020 - 201 X52-12	329.66	329.66	329.66

TOTAL

20,472.40

Total to be paid from Fund 40 SEWER UTILITY FUND

20,472.40

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20,472.40

Checks Previously Disbursed

40330	CURRENT ACCOUNT	PO# 106917 REIMBURSE OCT 2020 HB TO CURRENT	5,721.59	10/07/2020

			5,721.59	

Totals by fund Previous Checks/Voids Current Payments Total

Fund 40 SEWER UTILITY FUND 5,721.59 20,472.40 **26,193.99**

BILLS LIST TOTALS 5,721.59 20,472.40 **26,193.99**

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

Meeting Date: 10/26/2020 For bills from 10/14/2020 to 10/21/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
192	6912 - BB TOP SHOT BASKETBALL LLC	PO 106876 Girls Basketball Fall Clinic- 19 Partici		2,185.00	
	85-286-5685-4004	RECREATION TRUST - GIRLS BASEBALL	2,185.00		2,185.00
193	3018 - USA SOCCER INC	PO 106877 K- 4th Soccer Academy, 57 participants @		9,795.00	
	85-286-5685-4002	RECREATION TRUST-1ST-4TH USA SOCCER	8,835.00		
	85-286-5685-4001	RECREATION TRUST-KINDERGARTEN SOCCER USA	960.00		9,795.00
	TOTAL				11,980.00

Total to be paid from Fund 85 RECREATION TRUST 11,980.00
11,980.00

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

Meeting Date: 10/26/2020 For bills from 10/14/2020 to 10/22/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60452	6311 - ACTION DATA SERVICES	PO 106974 PAYROLL INVOICE PERIOD END DATE 10/7/20*		371.25	
	10-C00-0110-0205	FINANCE DEPT. - GENERAL EXPENSE	371.25		371.25
60453	179 - AIRGAS USA,LLC	PO 106789 Blanket PO for Tools and Supplies		45.20	
	10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	45.20		45.20
60454	1806 - ALLIED OIL LLC (CORP)	PO 106888 GASOLINE - OCT 2020 (ESTIMATE)		1,686.66	
	10-C00-0315-0220	GASOLINE - PREMIUM GAS	1,686.66		1,686.66
60455	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
60456	4351 - APRUZZESE,McDERMOTT,MASTRO&MURPHY	PO 107030 SEPT 2020 GENERAL LABOR SERVICES - ACCT#		3,623.86	
	10-C00-0101-0205	HUMAN RESOURCES - GEN. EXPENSE	3,623.86		3,623.86
60457	4333 - BERNARDSVILLE HARDWARE	PO 106963 SEPT 2020*		595.36	
	10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE	155.37		
	10-C00-0145-0201	BUILD. & GROUNDS - BLD SUPPLY	422.03		
	10-C00-0272-0203	RECREATION - GENERAL EXPENSES	17.96		595.36
60458	5668 - BEYER FORD LLC	PO 104694 OPEN PURCHASE ORDER FOR POLICE VEHICLE P		13.60	
	10-A00-0246-0206	(2019) VEHICLE MAINT. - POLICE	13.60		13.60
60459	5550 - CEUNION	PO 106985 SEMINAR - ETHICAL CULTURE WORKSHOP - RAL		95.00	
	10-A00-0100-0203	(2019) ADMIN. & EXEC. - EDUCATION	95.00		95.00
60460	6730 - CLEARY GIACOBBE ALFIERI JACOBS LLC	PO 106333 SPECIAL REDEVELOPMENT COUNSEL - NOT TO E		19.50	
	10-C00-0100-0221	ADMIN. & EXEC. - DOWNTOWN REVITALIZATION	19.50		19.50
60461	4239 - COMCAST	PO 106986 HD TV CONNECTION - POLICE DEPT -ACCT# 84		10.36	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	10.36		10.36
60462	4239 - COMCAST	PO 107007 HIGH SPEED INTERNET - ACCT 8499052890037		108.35	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	108.35		108.35
60463	3539 - COMPLETE ROOF SYSTEMS INC	PO 106979 Repair Roof at Polo Grounds Field House		672.04	
	10-C00-0145-0240	BUILD. & GROUNDS - REC. BUILDING MAINT.	672.04		672.04
60464	2610 - CYDRAKE	PO 106988 Repair Exterior Door Locks (2) in Tenant		278.00	
	10-C00-0145-0231	BUILD. & GROUNDS - LIBRARY TENANTS EXP.	278.00		278.00
60465	6500 - DAN HART	PO 106970 Boot Allowance Next eligible 4/13/21		135.00	
	10-C00-0220-0206	STREETS & ROADS - UNIFORMS	135.00		135.00
60466	6502 - DECOTIIS LAW	PO 106083 LEGAL SERVICES RE: OLD QUARRY FACILLITY		37.00	
	10-C00-0135-0225	LEGAL SERVICES - LITIGATION	37.00		37.00
60467	4212 - DEER CARCASS REMOVAL SERVICE LLC	PO 106977 DEER CARCASS REMOVAL- 10/8/20*		105.00	
	10-C00-0260-0204	ANIMAL CONTROL - MISCELLANEOUS	105.00		105.00
60468	5570 - EMR POWER SYSTEMS,LLC	PO 106982 Borough Hall Generator Service Check		105.00	
	10-C00-0145-0215	BUILD. & GROUNDS - GROUND MNT.	105.00		105.00

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

Meeting Date: 10/26/2020 For bills from 10/14/2020 to 10/22/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60469	1307 - FERRIERO ENGINEERING, INC	PO 106987 September 2020 Engineering Expense - Var		7,594.50	
	10-C00-0140-0204	ENGINEERING - MISCELLANEOUS	875.00		
	10-C00-0140-0211	ENGINEERING - ENGINEERING EXP.	6,719.50		7,594.50
60470	185 - GRAINGER	PO 106960 PAPR Assembly,Belt-Mounted,Universal		1,414.72	
	10-C00-0195-0213	POLICE - MEDICAL EXPENSES	1,414.72		1,414.72
60471	6522 - H. NEY ASSOCIATES	PO 106788 TRAFFIC STUDY - LLOYD & WASHINGTON CORNE		2,000.00	
	10-C00-0140-0215	ENGINEERING - CONSULTANT	2,000.00		
		PO 106980 TRAFFIC STUDY - PROSPECT STREET		550.00	
	10-C00-0140-0215	ENGINEERING - CONSULTANT	550.00		2,550.00
60472	525 - HIWAY WELDING	PO 106717 TRUCK REPAIR		9,960.00	
	10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	9,960.00		9,960.00
60473	87 - JCP&L	PO 107032 JCP&L 8/22-9/20/20 MASTER ACCOUNT 200000		662.07	
	10-C00-0225-0202	STREET LIGHTING	662.07		662.07
60474	87 - JCP&L	PO 107033 JCP&L 9/20-10/19/20*		3,042.33	
	10-C00-0225-0202	STREET LIGHTING	2,942.98		
	10-C00-0310-0220	ELECTRICITY - BILLS	99.35		3,042.33
60475	6554 - JOHNSON CONTROLS FIRE PROTECTION LP	PO 107014 Replace Broken Duct Detector at Library		356.72	
	10-C00-0145-0228	BUILD. & GROUNDS - LIBRARY MAINT.	356.72		356.72
60476	6378 - JOHNY ON THE SPOT	PO 105029 2020 Annual Rental Handicap Portable Res		96.45	
	10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS	96.45		
		PO 105030 2020 Annual Rental Handicap Portable Res		96.45	
	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		106.40	
	10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS	106.40		395.75
60477	6799 - MARCO TECHNOLOGIES	PO 107026 2020 SERVICE CONTRACT #006433-03 - COPY		198.89	
	10-C00-0112-0206	TECH.INF. SYSTEM - MAINTENANCE CONTRACTS	122.20		
	10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLY	76.69		198.89
60478	4116 - MICRO STRATEGIES, INC	PO 106936 VOICE RECORDER MAINTENANCE RENEWAL OCTOB		4,395.00	
	10-C00-0195-0230	POLICE - MAINTENANCE CONTRACTS	4,395.00		4,395.00
60479	5168 - MORRIS BRICK AND STONE CO.	PO 103967 MASON SUPPLIES		263.94	
	10-A00-0220-0224	(2019) STREETS & ROADS - SUPPLIES	263.94		263.94
60480	6728 - NAPA OF CHESTER, INC	PO 105982 PARTS		87.24	
	10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	87.24		87.24
60481	5258 - NEW JERSEY PRESS MEDIA SOLUTIONS	PO 107001 NOTICE OF ORDINANCES		86.86	
	10-C00-0102-0207	MUNICIPAL CLERK-ADVERTISING	86.86		86.86
60482	57 - NJ AMERICAN WATER CO.	PO 107005 NJ American Water 4/30-5/28/20*		478.53	
	10-C00-0145-0219	BUILD. & GROUNDS - WATER BILLS	478.53		478.53

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

Meeting Date: 10/26/2020 For bills from 10/14/2020 to 10/22/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60483	57 - NJ AMERICAN WATER CO. 10-C00-0145-0219	BUILD. & GROUNDS - WATER BILLS	PO 107011 NJ AMERICAN WATER - 9/10/20-10/8/20*	743.46	743.46
60484	12 - NJ STATE LEAGUE OF MUNICIPALITIES 10-C00-0102-0207	MUNICIPAL CLERK-ADVERTISING	PO 106992 Classified ad for Truck Driver/Laborer	115.00	115.00
	10-C00-0102-0207	MUNICIPAL CLERK-ADVERTISING	PO 107040 Classified ad for Admin	210.00	325.00
60485	5320 - OCA BENEFIT SERVICES 10-C00-0100-0205	ADMIN. & EXEC. - GEN. EXPENSES	PO 106962 OCA MONTHLY FEE SEPT 2020*	50.00	50.00
60486	3049 - PACE COLLISION 10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	PO 106959 REPAIR OF CONSTRUCTION VEHICLE DAMAGED B	3,150.67	3,150.67
60487	5999 - PRAXAIR DISTRIBUTION INC 10-C00-0271-0206	SWIM POOL - CHEMICALS/WATER	PO 106954 CO2 Tank Rental	24.88	24.88
60488	6042 - PSE&G 10-C00-0320-0225	GAS - NATURAL	PO 107019 7/25-8/25/20*	28.12	28.12
60489	6884 - QUADIENT FINANCE USA, INC 10-C00-0100-0209	ADMIN. & EXEC. - POSTAGE	PO 106989 POSTAGE FOR SUITE 103 - ACCOUNT 7900 044	150.00	150.00
60490	6337 - R. MADDALUNA CONSTRUCTION, LLC 10-C00-0102-0205	MUNICIPAL CLERK-GEN. EXPENSE	PO 106753 Cement pad for Election Dropbox	1,725.00	1,725.00
60491	4993 - R. MADDALUNA LANDSCAPE CONTRACTORS, 10-C00-0145-0215	BUILD. & GROUNDS - GROUND MNT.	PO 105588 Borough Hall Landscape Bed Maintenance	835.00	835.00
60492	4993 - R. MADDALUNA LANDSCAPE CONTRACTORS, 10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	PO 106277 Weedwack Knotweed at Claremont Field	450.00	450.00
60493	4993 - R. MADDALUNA LANDSCAPE CONTRACTORS, 10-C00-0145-0263	BUILD. & GROUNDS - O/S - 271 MINE BROOK	PO 106279 Weekly Lawn Maintenance - 271 Mine Brook	2,280.00	2,280.00
60494	4993 - R. MADDALUNA LANDSCAPE CONTRACTORS, 10-C00-0145-0263	BUILD. & GROUNDS - O/S - 271 MINE BROOK	PO 106280 Weed Beds at 271 Mine Brook Road	1,200.00	1,200.00
60495	31 - RECORDER PUBLISHING CO 10-C00-0140-0205	ENGINEERING - GENERAL EXPENSES	PO 107031 Publications in Bernardsville News 10/1/	41.31	41.31
60496	4955 - REEGS, INC 10-C00-0246-0206	VEHICLE MAINT. - POLICE	PO 106949 BATTERY FOR CAR 309	127.95	127.95
60497	5864 - REILLY SWEEPING, INC 10-C00-0220-0228	STREETS & ROADS - SWEEPER	PO 105940 Downtown + Street Sweeping - June - Aug	505.00	505.00
	10-C00-0220-0228	STREETS & ROADS - SWEEPER	PO 106446 Borough Wide Street Sweeping	1,024.00	1,529.00
60498	3499 - RICHIE'S TIRE SERVICE INC		PO 106328 TIRES & SERVICE	122.00	122.00

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

Meeting Date: 10/26/2020 For bills from 10/14/2020 to 10/22/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE		122.00		
		PO 106896 Tires for Recreation Trailer		601.00	
10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.		601.00		723.00
60499	6488 - ROK BROTHERS, INC	PO 106900 Custom antennas for police vehicles		1,257.48	
10-C00-0195-0205	POLICE - GENERAL EQUIPMENT		1,257.48		1,257.48
60500	5386 - RR DONNELLEY	PO 107002 Certified Copy Paper (Give PO to Anthony		73.50	
10-C00-0102-0205	MUNICIPAL CLERK-GEN. EXPENSE		73.50		73.50
60501	4961 - SAKOUTIS BROTHERS DISPOSAL	PO 105111 Garbage Container Removal and Disposal -		2,235.35	
10-C00-0235-0213	LANDFILL - DISPOSAL OF WASTE		2,235.35		
		PO 106966 Garbage Container Removal and Disposal -		2,754.00	
10-C00-0235-0213	LANDFILL - DISPOSAL OF WASTE		2,754.00		4,989.35
60502	5108 - SERVICEMASTER ABSOLUTE CLEANING LLC	PO 105008 2020 Cleaning Borough Hall		1,367.87	
10-C00-0145-0225	BUILD. & GROUNDS - CLEANING SERVICES		1,367.87		1,367.87
60503	196 - SOMERSET COUNTY, TREASURER	PO 105835 2020 Centerline Striping and Pavement Ma		16,413.45	
10-C00-0220-0222	STREETS & ROADS - ST. MARKING		16,413.45		16,413.45
60504	3104 - SOMERSET CTY BUSINESS PARTNERSHIP	PO 106769 Diversity & Inclusion Summit		20.00	
10-C00-0100-0216	ADMIN. & EXEC. - JEFFREY HAMMOND		20.00		20.00
60505	5304 - SUBURBAN PROPANE	PO 107023 PROPANE FOR 150 PILL HILL RD* - police		200.00	
10-C00-0145-0244	BUILD. & GROUNDS - POLICE		200.00		200.00
60506	6383 - SUPLEE, CLOONEY & COMPANY	PO 106990 SUPPLEMENTAL DEBT STATEMENT FOR SCHOOL D		425.00	
10-C00-0110-0205	FINANCE DEPT. - GENERAL EXPENSE		425.00		425.00
60507	6303 - SYNCB/AMAZON	PO 106734 INK		186.65	
10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLY		186.65		
		PO 106752 COVID-19 SUPPLIES		517.54	
10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLY		517.54		
		PO 106771 PLANT LABELS FOR NERVINE POND RAIN GARDE		51.98	
10-C00-0165-0204	ENVIRON. COMM. - MISCELLANEOUS		51.98		
		PO 106784 WEBCAMS		68.58	
10-C00-0102-0205	MUNICIPAL CLERK-GEN. EXPENSE		34.29		
10-C00-0112-0205	TECH. INF. SYSTEM - GENERAL EXP.		34.29		
		PO 106850 Cisco SG200-26P Gigabit Ethernet Smart S		400.00	
10-C00-0195-0232	POLICE - IT EXPENSES		400.00		
		PO 106907 TONER FOR LEN - ROAD DEPARTMENT		39.98	
10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE		39.98		1,264.73
60508	3141 - TRAFFIC SAFETY SERVICE LLC	PO 106854 25MPH and Trail Restriction Signs		658.00	
10-C00-0220-0229	STREETS & ROADS - SIGNS		658.00		658.00
60509	388 - TREE TECH, INC	PO 106578 Remove/Prune PoHaz Trees - Tree Removal		1,220.00	
10-C00-0160-0203	SHADE TREE COMM. - GENERAL EXP.		1,220.00		1,220.00
60510	5802 - TRUGREEN	PO 105118 2020 (organic) Thomas Peters Park& Ball		157.00	
10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.		157.00		
		PO 105122 2020 (organic) Bernardsville Public Libr		98.00	
10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.		98.00		
		PO 105124 2020 (organic) Polo Grounds- Baseball/ S		265.00	

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

Meeting Date: 10/26/2020 For bills from 10/14/2020 to 10/22/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
Fund 10	CURRENT FUND	2,688,337.41	87,340.66	2,775,678.07	
BILLS LIST TOTALS		2,688,337.41	87,340.66	2,775,678.07	=====

RESOLUTION #20-246
ACCEPTING MONTHLY DEPARTMENT REPORTS

BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville to accept monthly reports from certain departments as follows:

Department	Month
Animal Control	September
Bureau of Fire Prevention	*
Capital/Engineering Project Management	October
Construction	*
Court	*
Investment	*
Facilities/Public Works	October
Library	*
Police	September
Property Maintenance/Landlord Registration	September
Zoning	September
Recreation	September
Revenue Report	*
Sewer Operators Report	September
Tax Collector	September

*No report received

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 October 26, 2020.

**BOROUGH OF BERNARDSVILLE
RESOLUTION #20-247**

**REDUCING THE PERFORMANCE GUARANTEE FOR THE HERITAGE AT
CLAREMONT - NEW PARISH HALL AND CHURCH OVERFLOW PARKING (NGC
DEVELOPMENT)**

WHEREAS, NGC Development is the developer of the development known as the Heritage at Claremont located at 88 and 108 Claremont Road and known as Block 68, Lot 9 and Block 37, Lot 18.01 on the Borough Tax Maps; and

WHEREAS, the Borough Engineer by letter dated December 11, 2018 recommended that prior to the issuance of a Certificate of Occupancy for the new parish hall, a performance guarantee be posted in the amount of \$167,640, at least 10% or \$16,764, to be in cash; and

WHEREAS, the developer subsequently posted the cash performance bond and surety bond no. BND26711019 to cover the balance; and

WHEREAS, the developer has served notice upon the Borough Clerk, in accordance with the requirements of N.J.S.A. 40:55D-53, that the site improvements have been substantially completed and has requested the return of the performance guarantee; and

WHEREAS, Borough Engineer Robert C Brightly, P.E., P.P., C.M.E. in an October 16, 2020 letter, recommended partial approval of those improvements; and

WHEREAS, the Municipal Land Use Law provides in relevant part that, “if the sum of the improved improvements would exceed 70 percent of the total performance guarantee, then the municipality may retain 30 percent of the amount of the total performance guarantee to ensure completion and acceptability of all improvements . . . ” N.J.S.A. 40:55D-53;

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

1. The Borough hereby approves those improvements designated as completed in the engineer's report. The remaining items are set forth in "Preliminary Punch List No. 1", which is attached to the Borough Engineer's October 16, 2020 report.
2. In accordance with the Borough Engineer's recommendation, the performance guarantee shall be further reduced to \$50,292, of which at least 10% percent of which or \$5,029.20 must be cash, and the balance returned to the developer.
3. The Borough is not accepting any of the improvements at this time, and will not do so until all improvements are completed to the satisfaction of the Borough Engineer.
4. At the time of acceptance of the improvements, the Borough will release the balance of the performance guarantee and will require the posting of a maintenance bond in accordance with the requirements of N.J.S.A. 40:55D-53(a)2 and Section 37-16 of the Borough Code.
5. The Borough Clerk is hereby directed to serve a copy of this resolution upon the developer.

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, October 26, 2020.

Anthony Suriano, Clerk

RESOLUTION #20-248
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7008-0100
FOR MR. & MRS DAN TODD
FOR 5 PNE HOLLOW COURT

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 11/19/19 FOR BLOCK 17 LOT 8.11, ALSO KNOWN AS 5 PINE HOLLOW COURT.; AND

WHEREAS, THE PROJECT AT 5 PINE HOLLOW COURT 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 \$11.12.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER GEOFFREY B. PRICE THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$11.12.

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 17, Lot 8.11	Dan & Barbara Todd 5 Pine Hollow Ct. Bernardsville, NJ 07924	\$11.12

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 October 26, 2020.

RESOLUTION #20-249
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7000-0026
FOR MACDONALD/KING RESIDENCE
FOR 5 SOMERSET AVE.

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 7/7/17 FOR BLOCK 68 LOT 1, ALSO KNOWN AS 5 SOMERSET AVE.; AND

WHEREAS, THE PROJECT AT 5 SOMERSET AVE 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 \$562.50.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER GEOFFREY B. PRICE THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$562.50.

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 68, Lot 1	Heather MacDonald & Mathew King 5 Somerset Ave. Bernardsville, NJ 07924	\$562.50

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 October 26, 2020.

RESOLUTION #20 - 250

SUPPORTING SOMERSET COUNTY'S STIGMA FREE CAMPAIGN

WHEREAS, the Somerset County Board of Chosen Freeholders, along with the Somerset County Department of Human Services, supports the designation of Stigma-Free Communities in every municipality, and;

WHEREAS, at their September 26, 2017 meeting, the Somerset County Board of Chosen Freeholders unanimously passed a resolution supporting the designation of Somerset County as a Stigma-Free Community, and;

WHEREAS, Somerset County recognizes that one in five Americans has experienced mental health and substance use disorders, in a given year according to the National Institute of Mental Health, and;

WHEREAS, mental health problems are more common than cancer and heart disease combined, affecting children and adults, including more than half of our Iraq and Afghanistan Veterans treated at Veteran's Administration hospitals, and;

WHEREAS, given the serious nature of this public health problem, we must continue to reach the millions who need help;

WHEREAS, the stigma associated these conditions is identified as the primary reason individuals fail to seek the help they need to recover from the disease, and;

WHEREAS, Stigma-Free Communities aim to inspire public interest and open dialogues about stigma, raise awareness of mental health and substance use disorders and create a culture wherein residents feel supported by their community and neighbors and feel free to seek treatment for the disease without fear of stigma and;

WHEREAS, promoting awareness that there can be no "health" without mental health will break down barriers and encourage residents of all ages to be mindful of their mental health and ask for help when needed, and;

WHEREAS, local resources are available to treat mental health and substance use so no one resident needs to suffer alone or feel hopeless, and;

WHEREAS, establishing Stigma-Free Communities will raise awareness of resources and encourage residents to engage in care as soon as the need is identified so recovery can begin, hope is inspired and tragedies are avoided, and;

NOW THEREFORE BE IT RESOLVED that the Borough Council of the Borough of Bernardsville recognizes the community needs and supports the efforts of the County of Somerset in designating Bernardsville as a Stigma-Free Community.

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 October 26, 2020.

RESOLUTION #20-251
ESTABLISHING DECAL FEES AND OTHER REGULATIONS
FOR MUNICIPAL PARKING LOTS DURING 2021

BE IT RESOLVED by the Borough Council, pursuant to the provisions of Chapter VIII, of the Revised General Ordinances of the Borough of Bernardsville, as follows:

1. The 2021 fees shall be as follows:

A. Commuter decal/Railroad Plaza Municipal Parking Lot	\$ 300 /year
B. Parking kiosk spaces/Railroad Plaza Municipal Parking Lot	\$.25/15 min or \$1/hour by credit card
C. Merchant decal/Mount Airy Municipal Parking Lot	\$ 10/year
D. All second decals or replacement decals (for all lots)	\$ 5 each
E. Decals issued after June 30 shall be one-half the annual fee	
F. Decals issued after Oct 1 shall be one-quarter the annual fee	

2. A maximum of 200 decals will be issued for the RAILROAD PLAZA PARKING LOT.
 - A. 70 decals will be offered to commuters without regard to residency.
 - B. 130 decals shall be limited to commuters who are residents of the Borough of Bernardsville.
 - C. After March 1st, decals will be sold on demand.

3. A maximum of 65 decals will be issued for the MOUNT AIRY PARKING LOT for merchants regardless if they have a requirement to satisfy off-site parking requirements, as dictated by Planning Board/Board of Adjustment resolution.
 - A. Four hour shopper parking is allowed in the Mount Airy Parking Lot.

4. Parking decals must be affixed to the left rear bumper of the vehicle, in accordance with instructions provided by the Borough Clerk, and "regulations" for use of the parking lots pursuant to local ordinance must be observed.

5. Commuter Decal Refunds: A refund must be requested in writing to the Borough Clerk. Refund amounts will be calculated by subtracting \$40 per month off the annual \$300 fee from January to the month (any part of the month) the request is received.

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 October 26, 2020.

RESOLUTION #20-252

**AWARDING A CONTRACT FOR
EXCAVATION OF TEST PITS**

WHEREAS, bids were received on October 21, 2020, supported by the required documentation, for the 2020-21 Excavation of Test Pits; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council as follows:

- (1) A contract is hereby awarded to Reivax Contracting Corp. at the unit price of \$900.00 per test pit.
- (2) The Mayor and Clerk are hereby authorized to sign a contract for 2020-21 Excavation of Test Pits, which has been approved in form by the Borough Attorney.

I, Ralph A. Maresca, Jr., CMFO, hereby certify, in accordance with requirements of N.J.A.C. 5:30-14.5, that funds for the project discussed herein are available in the municipal budget in Capital Ordinance #15-1691, Account No. 33-215-1400.

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 October 26, 2020.

**BOROUGH OF BERNARDSVILLE
RESOLUTION #20-253**

**RESOLUTION AUTHORIZING ISSUANCE OF REQUEST FOR PROPOSALS TO
FACILITATE THE REDEVELOPMENT OF 65 MORRISTOWN ROAD**

WHEREAS, property located at 65 Morristown Road (Block 125, Lot 13) (the “Property”) is a .43-acre property located on U.S. Route 202 which is owned by Gardner Investments, LLC and currently houses a vacant auto dealership; and

WHEREAS, on December 19, 2019, after following the procedural requirements of the *Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1, et seq)*, the Council adopted a redevelopment plan establishing land use and development regulations for the Property; and

WHEREAS, the governing body now wishes to seek proposals to facilitate the redevelopment of the Property in accordance with the adopted redevelopment plan;

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 the Request for Proposals to facilitate the redevelopment of 65 Morristown Road as outlined above

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, October 26, 2020.

Anthony Suriano, Clerk

RESOLUTION #20-254
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 November 1, 2020:

CURRENT FUND:

<u>Account Number</u>	<u>Account Name</u>	<u>S&W/OE</u>	<u>FROM</u>	<u>TO</u>
10-C00-0115-0100	TAX ASSESSOR	S&W	\$ 2,500.00	XXXXXX
10-C00-0156-0100	ZONING/HOUSING	S&W	\$ 2,000.00	XXXXXX
10-C00-0285-0100	CONSTRUCTION	S&W	\$ 1,500.00	XXXXXX
10-C00-0180-0200	FIRE HYDRANT	OE	XXXXXX	\$ 5,000.00
10-C00-0320-0200	NATURAL GAS	OE	XXXXXX	\$ 1,000.00
			\$ 6,000.00	\$ 6,000.00

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 October 26, 2020.

Anthony Suriano
Borough Clerk

**RESOLUTION #20-255
INCREASING PETTY CASH FUND
POLICE DEPARTMENT**

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund, and;

WHEREAS, it is the desire of the Borough of Bernardsville, County of Somerset that the petty cash fund for the Police Department be increased from \$250 to \$450.

NOW, THEREFORE, BE IT RESOLVED that the Borough of Bernardsville, County of Somerset hereby authorizes such action and two copies of this resolution be filed with the Division of Local Government Services, New Jersey Department of Community Affairs for approval.

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 October 26, 2020.

Anthony Suriano
Borough Clerk

RESOLUTION#20-256
AUTHORIZING SHARED SERVICES AGREEMENT
WITH BERNARDS TOWNSHIP FOR FIRE PREVENTION

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.

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 October 26, 2020.

**SHARED SERVICES AGREEMENT FOR
MUNICIPAL FIRE PREVENTION BUREAU SERVICES
BETWEEN THE TOWNSHIP OF BERNARDS AND THE BOROUGH OF BERNARDSVILLE
N.J.S.A. 52:27D-192 ET. SEQ.**

THIS AGREEMENT IS BETWEEN:

THE TOWNSHIP OF BERNARDS, a municipal corporation of the State of New Jersey, whose address is One Collyer Lane, Basking Ridge, New Jersey 07920, hereinafter referred to as "Bernards".

AND

THE BOROUGH OF BERNARDSVILLE, a municipal corporation of the State of New Jersey, whose address is 166 Mine Brook Road, Bernardsville, New Jersey 07924, hereinafter referred to as "Bernardsville",

AND

WITNESSETH:

WHEREAS, pursuant to N.J.S.A. 40A:65-1, et ___, any municipality of the State of New Jersey may contract with any other municipality or municipalities 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, pursuant to **N.J.S.A. 52:27D-192 ET. SEQ.**, Bernards adopted the appropriate resolution establishing a Fire Prevention Bureau, and providing for the sharing of bureau facilities and staff hereinafter referred to as a "Shared Municipal Fire Prevention"; and

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

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

WHEREAS, pursuant to **N.J.S.A. 52:27D-192 ET. SEQ.**, Bernardsville adopted the appropriate resolution agreeing to sharing of the Bernards fire prevention facilities and fire prevention staff; and

WHEREAS, pursuant to **N.J.S.A. 52:27D-192 ET. SEQ.**, Bernards adopted the appropriate resolution agreeing to sharing of the Bernards fire prevention staff; and

WHEREAS, Bernards and Bernardsville desire to enter into a Shared Services Agreement to establish all obligations in connection with the use of shared fire prevention staff and provide for the performance of all Bernardsville and Bernards fire prevention functions.

NOW THEREFORE, in consideration of the mutual covenants, agreements and considerations contained herein, Bernards and Bernardsville do hereby mutually agree as follows:

ARTICLE I — SCOPE OF SERVICES :

- A. Bernards agrees to provide those services necessary for the operation of a municipal fire prevention bureau including but not limited to a fire prevention staff, inspections, origin and cause fire investigations, public education, sharing of equipment, to serve as Bernardsville's and Bernards' Municipal Fire Prevention Bureau. Bernardsville shall provide Bernards with compensation for this shared service as provided in Article III below.
- B. Fire Official. Bernardsville and Bernards agree the current Bernards Township Fire Official shall act as Fire Official for Bernardsville. The Fire Official shall perform all duties of the office in strict accordance with the Fire Prevention Code and all applicable regulations including Fire Investigations prescribed by N.J.A.C. 5:71-3.3. Bernards Fire Inspector shall assist Bernards Fire official with fire investigations as needed and compensated by Bernardsville at the prescribed hourly rate in Appendix A.
- C. Other Fire prevention Employees. The Bernards Township Fire Official shall supervisor two current part-time fire inspectors and administrative assistant employed by the Bernardsville Fire Prevention Bureau.
- D. Bernardsville and Bernards records, revenues, fees, and fines collected pursuant to **N.J.S.A. 52:27D-192 ET. SEQ.**, shall be administered, reported, deposited and audited separately by each respective municipality.

ARTICLE II - TERM OF CONTRACT

- A. This Agreement shall commence on or about November 1, 2020 and remain in effect until December 31, 2020. This Agreement may be terminated at the end of a calendar year by any party by providing written notice of termination no later than September 1 of the calendar year in which the Shared Services Agreement will terminate. Billing retroactive to September 24, 2020 for time spent prior to the signing of this agreement shall be permissible.

ARTICLE III - PAYMENT BY BERNARDSVILLE TO BERNARDS

- A. Bernardsville shall compensate Bernards for the contract period 9/24/2020 through 12/31/2020 for a total sum of \$15,888.00 as outlined in appendix A to this agreement.

This sum shall cover all services as outlined above in this agreement.

Bernardsville shall provide their Fire prevention vehicle for use by the Bernards Fire Official for normal use and to take home to respond to after hour callouts for both municipalities.

ARTICLE IV - REVENUE

- A. Each respective fire prevention bureau shall collect and process revenues, fines, etc. separately within the processes and procedures each municipality already uses.

ARTICLE V - RECORDS

- A. Each participating municipality's records shall be maintained separately from other municipality's records. All records are public or confidential as determined by State law, and access will only be given to authorized Fire prevention staff.

ARTICLE VI - BOOKS, AUDITS AND BUDGET

- A. The Fire Official shall keep separate records for each municipality. Each municipality to this Agreement shall adhere to audit requirements of the NJ State Division of Fire Safety of their own Municipal Fire prevention. Full records of the previous year's Fire prevention operations shall be made available to Bernards, and any shared Municipal Fire prevention staff as needed and appropriate.

ARTICLE VII - INSURANCE, INDEMNIFICATION AND HOLD HARMLESS AGREEMENT

- A. Insurance coverage shall be obtained by Bernardsville that protects the Shared Municipal Fire prevention and its personnel from claims against them arising out of bodily injury, property damage, personal injury, or civil rights violations, and such other coverage as may be necessary, without regard to whether the claim is attributable to Bernardsville work or Bernards work. Bernardsville is a member of the Suburban Municipal Joint Insurance Fund and the Municipal Excess Joint Liability Insurance Fund, 9 Campus Drive, Parsippany, New Jersey, 07054 (the "MEL"). Bernardsville shall obtain and maintain insurance for the Shared Municipal Fire prevention in accordance with Bulletin MEL 14-13 dated February 17, 2014, as may reasonably be amended time-to-time, and as reasonably recommended by the Meeker, Sharkey & Hurley Agency.
- B. Bernards shall continue to provide liability insurance which protects Bernards employees subject to the cost sharing arrangement set forth herein.
- C. The parties to this Agreement recognize that the Shared Municipal Fire Prevention Bureau employees are each municipality's employees, excepting any appointees including the fire official. Bernardsville shall cover the cost of claims made by or against shared Municipal Fire prevention employees for Bernardsville work, including fire prevention costs and reasonable attorney's fees in defense of any and

- B. In the event that any fire prevention of competent jurisdiction shall declare any section of this Agreement invalid for any reason, or if the laws of the State of New Jersey relied upon to enter this Agreement or amend it to forbid such Agreements, all other sections of the Agreement shall remain in full force and effect.
- C. This Agreement may be modified from time-to-time by mutual agreement and authorizing resolutions of the respective municipalities.
- D. This Agreement may not be assigned by any of the participating municipalities.

ARTICLE X - GRANTS

- A. Should the Shared Municipal Fire prevention be the direct beneficiary of any grants, the proceeds of said grants shall be applied to the municipality that applied for the grant and not shared.

ARTICLE XI - COMPLETE AGREEMENT

- A. This Agreement contains the complete understanding as to the operation of the Shared Municipal Fire prevention between Bernardsville and Bernards and no other promises or agreements shall be binding unless signed by the parties. In signing this Agreement, the parties are not relying on any fact, statement or assumption not set forth in this Agreement. By signing below, Bernardsville and Bernards each indicate that they have carefully read and understand the terms of this Agreement, enter into this Agreement knowingly, voluntarily and of their own free will, understand its terms and significance and intend to abide by its provisions without exception.

IN WITNESS WHEREOF, the Borough of Bernardsville, and the Township of Bernards have caused this Shared Services Agreement to be executed by their duly authorized representatives as of the day and year first written above.

Dated: _____, 2020

Attest:

BOROUGH OF BERNARDSVILLE

Anthony Suriano, Clerk
Dated: _____, 2020

Mary Jane Canose, Mayor

Attest:

TOWNSHIP OF BERNARDS

Rhonda Pisano, Clerk
Dated: _____, 2020

James Baldassare, Jr., Mayor

**BOROUGH OF BERNARDSVILLE
RESOLUTION #20-257
AUTHORIZATION TO APPLY FOR
LOCAL GOVERNMENT EMERGENCY FUND (CRF) GRANT**

WHEREAS, as the public health emergency associated with the COVID-19 pandemic continues, the most significant negative financial impacts faced by county and municipal governments throughout New Jersey result from extreme economic contraction, deficits in tax and fee revenues, and extraordinary increases in public safety and health and human services expenditures; and

WHEREAS, severe fiscal stress limits the ability of counties and municipalities to maintain essential services and take the steps necessary to fight COVID-19; and

WHEREAS, without substantial federal assistance, residential taxpayers would absorb the primary impact of meeting these extraordinary needs and closing any associated operating deficits; and

WHEREAS, the Department of Community Affairs (“DCA”), through the Division of Local Government Services (“DLGS” or “Division”), has been deemed the lead agency for the distribution of the Local Government Emergency Fund (the “LGEF” or “Program”), provided through an allocation of the State of New Jersey’s CARES Act Coronavirus Relief Fund (CRF Funds); and

WHEREAS, counties and municipalities excluded from the federal government’s direct CRF allocation plan, as well as those counties and municipalities that are currently the most impacted by COVID-19 in comparison to their available resources, are eligible for LGEF funds pursuant to a maximum distribution determined by formula; and

WHEREAS, a total of \$60 million is currently being made available under the Program, with a potential \$60 million more to be allocated; and

WHEREAS, LGEF Grants exist to support costs incurred as part of a local unit’s response to COVID-19.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council, that the Borough of Bernardsville is authorized to apply for a LGEF Grant.

CERTIFICATION

I, Anthony Suriano, Clerk of the Borough of Bernardsville in the County of Somerset and the State of New Jersey do hereby Certify that the foregoing Resolution is a true copy of the Original Resolution duly passed and adopted by a majority of the full membership of the Borough Council at its meeting on October 26, 2020.
