

BOROUGH OF BERNARDSVILLE
Mayor & Borough Council Meeting Minutes
February 27, 2023

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

STATEMENT OF PRESIDING OFFICER

Notice of this meeting was provided to the Bernardsville News and Courier News, filed with the Municipal Clerk and posted on the Municipal Bulletin Board on December 15, 2022, supplemented on February 21, 2023 to change the start time to 6:30pm, supplemented on February 27, 2023 to note the meeting will be held on Zoom only at 6:30pm.

PLEDGE OF ALLEGIANCE

PRESENTATIONS

Mary Fran Daley, Executive Director of the Library, showed a slide presentation. She discussed the services offered at the Library, the scale of services, the cost and benefits to be a member in the MAIN Library Alliance, strategic planning for 2023, funding for 2023 and funding history from 2010 to present.

APPROVAL OF MINUTES

Ms. Greenfield moved approval of minutes from January 23, 2023 and February 13, 2023. Ms. Zamarra seconded and the motion was approved with six yes votes.

OPEN SESSION

Mayor Canose opened the meeting to the public.

Madelyn English, Old Towne Court, said she worked at the library for 22 years and has a very good idea of how valuable and what kind of valuable asset the library is to the community. She said she would like to urge the council members to approve the funding that was asked for this evening. She said the library provides services to all segments of our community and a well-funded library speaks volumes about the type of community we have.

Johanna Wissinger, Washington Corner Road, said she appreciates the library and uses it a lot. She said for Earth Day, the Environmental Commission would like to have a borough wide cleanup. She said this will be done by residents on a volunteer basis and they can gather in their neighborhood generally cleanup it. She said someone on the Environmental Commission can put this on Facebook and Instagram. Earth Day is April 22nd. Ms. Wissinger said on April 15th Raritan Headwaters is doing the stream cleanup. She said April 29th is the e-waste day and

the Shade Tree Committee is giving away trees. She said the Environmental Commission would like to do two things in 2024. In the spring they would like to have a pollinator and a beef farm tour and in the fall they would like to have an aquafest which would be on water quality, quantity, and the science of water. Mayor Canose asked Ms. Wissinger to send those ideas to her in an email and she can discuss with the Centennial Committee.

Mark Krook, Columbia Drive and Library Board of Trustees Treasurer, said a Bernardsville resident long before he was on the Library Board of Trustees, he was a patron of the library and impressed by the quality of the facility, the resources it has to offer, and what it gives to the community. He said he urges council to continue to fund the library at the level they have in the past so we can maintain the resources and what it provides for this community. He said he feels it's the central pillar in the community in a lot of ways.

Therese Debiak Krook, Columbia Drive, said for the past 15 years she has been a frequent user of the library mostly checking out books the magazine. She said the programs in general are very welcoming, very friendly, and she urged the council to support the library

Marc Walden, Liberty Road and Co-President of Youth Football. He discussed the bid to replace the high school turf field that came in at about \$890,000. He said the council needs to start looking at a better maintenance program for that field. He said there are rips in the field since last season, stones all over the field, bags of sand on the field, and also the baseball backstop has been deteriorating for the past two years. He said he contacted borough staff about this topic.

Kathy Peachey, Chilton Street, urged council to support the library funding and said she has had positive experiences with the library. She said the library works collaboratively with the Recreation Department and have held yoga classes at the library.

John Bertoni, Locust Drive and Library Board of Trustees President, said he is imploring the council to consider the library's ask of the current levels for their 2023 budget. He said the library's programs and improvements are for the community's use and continued use. He said not a lot of it is book optimization, it is for meeting rooms and for the community to come in and use the space when it is open. He said the library is the centerpiece of the community. He said the vast majority of the library's budget is staff, so if they don't have the budgets to be able to keep the staff, they can't keep the library open and then the community can't use it. He said that's what they are trying to avoid.

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

ORDINANCES (Public Hearing)

Mayor Canose opened the public hearing on Ordinance #2023-1952, **ORDINANCE PROVIDING FOR THE IMPROVEMENT OF CAMPBELL ROAD IN AND BY THE BOROUGH OF BERNARDSVILLE IN THE COUNTY OF SOMERSET, NEW JERSEY, AND APPROPRIATING \$300,000 THEREFOR, CONSTITUTING PROCEEDS OF GRANTS FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION.** Hearing no comments, Mayor Canose closed the public hearing.

Ms. Zamarra moved to pass this ordinance on final reading and adopt as published. Ms. Greenfield seconded and the motion was approved by the following roll call vote. Mr. Ambelang, Ms. Greenfield, Ms. McCredie, Mr. McQueen, Mr. Ribeiro, and Ms. Zamarra voted yes.

Mayor Canose opened the public hearing on Ordinance #2023-1953, **AN ORDINANCE SETTING FEES FOR LEAD PAINT INSPECTIONS AND SUPPLEMENTING AND AMENDING CHAPTER 11 OF THE BOROUGH CODE ENTITLED “PROPERTY MAINTENANCE”**. Hearing no comments, Mayor Canose closed the public hearing. Ms. Greenfield moved to pass this ordinance on final reading and adopt as published. Ms. Zamarra seconded and the motion was approved by the following roll call vote. Mr. Ambelang, Ms. Greenfield, Ms. McCredie, Mr. McQueen, Mr. Ribeiro, and Ms. Zamarra voted yes.

Mayor Canose opened the public hearing on Ordinance #2023-1954, **AN ORDINANCE CONCERNING OFF-DUTY EMPLOYMENT OF BOROUGH POLICE OFFICERS AND AMENDING CHAPTER 2 OF THE BOROUGH CODE ENTITLED ADMINISTRATION**. Hearing no comments, Mayor Canose closed the public hearing. Ms. McCredie moved to pass this ordinance on final reading and adopt as published. Ms. Greenfield seconded and the motion was approved by the following roll call vote. Mr. Ambelang, Ms. Greenfield, Ms. McCredie, Mr. McQueen, Mr. Ribeiro, and Ms. Zamarra voted yes.

Mayor Canose opened the public hearing on Ordinance #2023-1955, **AN ORDINANCE SETTING 2023 SALARIES AND HOURLY RATES FOR NON-CONTRACTUAL EMPLOYEES**. Hearing no comments, Mayor Canose closed the public hearing. Mr. Ambelang moved to pass this ordinance on final reading and adopt as published. Ms. McCredie seconded and the motion was approved by the following roll call vote. Mr. Ambelang, Ms. Greenfield, Ms. McCredie, Mr. McQueen, Mr. Ribeiro, and Ms. Zamarra voted yes.

Mayor Canose opened the public hearing on Ordinance #2023-1956, **AN ORDINANCE CONCERNING LOCAL ENFORCEMENT OF THE UNIFORM FIRE CODE AND AMENDING CHAPTER 15 OF THE BOROUGH CODE ENTITLED “FIRE PREVENTION”**. Hearing no comments, Mayor Canose closed the public hearing. Ms. McCredie moved to pass this ordinance on final reading and adopt as published. Ms. Greenfield seconded and the motion was approved by the following roll call vote. Mr. Ambelang, Ms. Greenfield, Ms. McCredie, Mr. McQueen, Mr. Ribeiro, and Ms. Zamarra voted yes.

ORDINANCES (Introduction)

Mr. McQueen moved that Ordinance #2023-1957, **SUPPLEMENTING AND AMENDING ARTICLE 12 OF THE BOROUGH LAND DEVELOPMENT REGULATIONS ENTITLED “ZONING” TO AMEND THE DOWNTOWN ZONE ESTABLISHING A MAXIMUM RESIDENTIAL DENSITY LIMITATION**, 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, March 13, 2023. Ms. Zamarra seconded and the motion to introduce was approved with six yes votes.

RESOLUTIONS

- #23-70 AUTHORIZING PAYMENT OF BILLS**
- #23-71 RESOLUTION IN SUPPORT OF LIQUOR LICENSE REFORM IN
THE STATE OF NEW JERSEY**
- #23-72 AUTHORIZING A TRANSFER OF APPROPRIATION RESERVES**
- #23-73 APPROVING EMERGENCY TEMPORARY APPROPRIATIONS**
- #23-74 AUTHORIZING THE ISSUANCE OF NOT EXCEEDING
\$3,425,000 BOND ANTICIPATION NOTES OF THE BOROUGH
OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW
JERSEY**
- #23-75 ADOPTING GENERAL PICKLEBALL RULES**
- #23-76 APPOINTING CHRIS DIACIK AS CONSTRUCTION OFFICIAL
AND ROBERT ROSENDALE AS BUILDING SUBCODE
OFFICIAL**
- #23-77 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7012-0100 FOR JON DECRISTOFARO
FOR 85-3 MOUNTAIN TOP RD**

Regarding Resolution #23-75, Ms. Zamarra asked if the Recreation Committee had reviewed the pickleball court rules. Ms. Greenfield (Liaison to Recreation Committee) said yes, the committee reviewed and voted on them. Ms. Zamarra said an important part of the rules is the provision of “no unauthorized paid athletic coaching services or private lessons”. Discussion on enforcement of this provision were discussed. Leah Horowitz said we have Community Pass as a registration system but we don’t have a reservation system. Ms. Horowitz said we can work with Community Pass to see about adding features to the package we have. Ms. Zamarra asked about the availability of the pickleball courts to non-residents. Mayor Canose said it is Green Acres property and is open to everyone.

Ms. McCredie moved to adopt Resolutions #23-70 to #23-77. Ms. Greenfield seconded and the motion was approved by the following roll call vote. Ms. Greenfield, Ms. McCredie, Mr. McQueen, and Mr. Ribeiro voted yes. Mr. Ambelang and Ms. Zamarra abstained on Resolution #23-74 and voted yes on all other resolutions.

COUNCIL COMMITTEE REPORTS

Mayor's Update, Mayor Canose said on February 15th she attended a Mayors' lunch with other Mayor in the Somerset Hills. She said they meet about every six weeks to discuss how our towns can work together. Mayor Canose attended the Somerset County Office on Aging Advisory Committee meeting. She said they are helping the Mayor's Wellness Committee address aging. On February 17th, Mayor Canose attend the Somerset County Stigma Free Committee. She said they are trying to get more towns in Somerset County to take the pledge. In April, they will be inviting Mayors from towns that haven't signed on to their meeting. On February 20th, Mayor Canose met with the Historic Society of the Somerset Hills at the Brick Academy. She said the Brick Academy is a great museum and they have been meeting with Mayors to build a relationship. Mayor Canose, Mr. Czerniecki, and Joe DeMarco met with the owner of the Car Wash to go over redevelopment in that area. She said he is very supportive and cooperative. Mayor Canose said we had another request for an Eagle Scout project and she met with Mr. Czerniecki and Bob Markowick to discuss. One of the projects suggested was trail kiosks. Mayor Canose attended the Planning Board meeting on February 16th. On February 17th, Mayor Canose attended the Housing Committee meeting where they discussed rentals of accessory buildings, which council referred to them. Mayor Canose said she received a letter that we moved up from bronze to silver in the Mayor Wellness Campaign. She said we are no longer an Up And Coming Healthy Town, we are a Healthy Town To Watch. We are hoping next year to become a Health Town. Mayor Canose said we got a new banner for going from bronze to silver that we can display at the Polo Grounds.

Administrator's Report, Mr. Czerniecki thanked council for adopting the non-contractual salary ordinance earlier in the meeting. He said we took delivery of our first electric vehicle this week. He thanked Kathy Redling for seeking out a grant for the vehicle. The vehicle will be used for zoning inspections and replaces our old administration vehicle.

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

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

COUNCIL COMMITTEE REPORTS

Public Safety Committee, Ms. Greenfield said the committee met on February 16th. She said they discussed the speed limit on Round Top Road. The Police Department did a traffic study and found that 85% of the cars travelling on that street were in the 35mph range, which is what is currently posted. She said we would need to hire a certified traffic engineer for a recommendation if we wanted to pursue lowering the speed limit. Mr. Czerniecki will contact the Borough Engineer to see if additional signage around the blind turn could be added. Ms. Greenfield said the committee reviewed the parked vehicle study done by the Police Department of the number of vehicles parked on the street during the day versus at night on Bernards Avenue and surrounding streets. Ms. Greenfield said we have two openings in the Police Department due to retirements and the committee met on February 23rd with the six final candidates and made recommendations to Chief Remian.

Finance Committee, Mr. Ribeiro said the committee has been hard working on the budget and meeting weekly. They met with Capital Project Manager Doug Walker and the Borough Engineer and discussed the larger projects and how they would affect the Borough. Mr. Ribeiro said the committee also went through our debt plan in significant detail and our servicing plan for the next few years. He said introduction of the budget is scheduled for the next council meeting on March 13th.

Organization Development and Personnel Committee, Mayor Canose said we will be discussing candidates for Borough Administrator in closed session and hopefully have an appointment made at the next council meeting on March 13th.

Engineering, Technology, and Public Works Committee, Ms. Zamarra said the committee is meeting tomorrow as a special session about the Bernards Avenue Neighborhood project at 6:30pm at the Sacred Heart Chapel on Bernards Avenue. She said they sent invites to residents in that area and are going to update them on this project. Ms. Zamarra said we have several other projects that are in the works. The pavilion at the Polo Grounds is still in the design stage. Ms. Zamarra said for the West Street and Boylan Terrace sidewalk, the grant was already approved at the last council meeting. She said we are working through some concerns about the pickleball courts and as discussed, the potential opening date is March 20th. She said the library roof replacement is on the back burner while we work on the pavilion at the Polo Grounds. Mayor Canose said she had been informed that March 6th is about the time when we're supposed to get the architect's plans for the Pavilion. Ms. McCredie asked Ms. Zamarra if the issues that Marc Walden brought up earlier in this meeting can be taken to Public Works Committee and discuss it with John Macdowall and Doug Walker. She asked if it's known if the turf field is in use right now. Leah Horowitz said the turf is constantly being used, but Mr. Walden is referring to two spots that need to be patched up. She said she believes we've already made contact for it to be repaired. Regarding the backstop, Ms. Zamarra said the committee will go back to Doug Walker and John Macdowall to discuss it so we don't let the maintenance fall too far behind. Mr. McQueen said since they are going to decommission the school turf there was a suggestion that groups on the school turf using it for school purposes were going to transition over to the borough turf. He asked if we have any understanding of what the demand is, how we're going to manage it, and what we're going to allow. Ms. Horowitz said the last time we heard about this, the school said this wouldn't be happening until at least next summer so it's not something urgent. Mr. McQueen asked that we just make sure that we stay in front of it so that it doesn't become an emergency. Ms. Greenfield asked Mr. Walden to send a list of all of the items he discussed to the Recreation Department, Ms. Zamarra, and herself as Recreation Committee liaison. Mayor Canose asked to centralize this and have Mr. Czerniecki forward it to the personnel who should be dealing with it so it'll get done faster. Mr. Czerniecki said there is a staff meeting tomorrow and it will be discussed.

OTHER COMMITTEE REPORTS

Planning Board, Mr. McQueen said the Planning Board discussed 51 Bernards Avenue as it was discovered that it was zoned as a non-conforming use for a two-family dwelling. He said it got moved from the Planning Board to the Board of Adjustment so that application was withdrawn and moved. Mr. McQueen said he's leading a subcommittee of the Planning Board with

members Hal Simoff and Jeff Horowitz. He said they are looking at the R5 Zone to evaluate parking and seeing what can be done to help improve the parking situation in that area.

Board of Health, Mr. Ribeiro said the Board of Health nominated Len Friedman for Board of Health President and it was unanimously approved. He said the Board nominated Francine Dello Russo for Board of Health Secretary which was also approved. He said the Health Officer reported that the Bernards Township Board of Health applied for a grant from the state for improvement of their infrastructure. He said the Visiting Nurse contract will be sent to the Borough Council and will be directed to the Board of Health members for review and discussion at their next meeting on March 20th.

HPAC, Ms. Greenfield said the committee met on February 2nd and discussed updating the HPAC section on the Borough website.

Housing/Zoning Committee, Ms. Greenfield said the committee met on February 24th and discussed the procedures for inspection of the new lead based paint regulations. She said at the council's request, the committee is reviewing the zoning ordinance concerning attached accessory buildings in R1 and R1-10 resident districts.

Recreation Committee, Ms. Greenfield said the committee did not meet in February, however the subcommittees have met and the subcommittee structure that we just recently installed is proving to be very productive. She said during February at the Mine Brook Park Trail the old chicken coop and well-tent structures were removed from the property. She said signage to better direct the public to the parking area is in place and stone was added making the parking lot safer for cars. She said the Valentine's hiking event that was held on February 11th and was a success with around 40 hikers and a number of dogs. She said property surveys at both Mine Brook Park and Peters' Tract have been completed. Ms. Greenfield said the trails subcommittee met on February 23rd and discussed trail priorities for the year. She said they also met for a cleanup and walk through at Moraine Crest and clean up at Mine Brook Park. Ms. Greenfield said the facility subcommittee met and the pool and camp schedule that was approved by council at the last meeting is now on the Borough website and the Recreation Facebook page. She said pickleball court rules were approved this evening and we're going to be scheduling the opening as soon as possible. Ms. Greenfield said the programming and activity subcommittee will be meeting in March to begin planning Easter and Memorial Day events.

Environmental Commission, Mr. Ambelang said April 15th will be the stream cleanup and April 29th is the e-waste and styrofoam cleanup/recycling event at Bernards High School.

Library Board, Mr. Ambelang said he attended the Board's past two meetings and they are very well run. He said he learned a lot about the processes that they follow and thanked John Bertoni, Mark Krook, and Fran Daley.

ITEMS OF BUSINESS

Mayor's Economic Revitalization Committee

Mayor Canose made the following appointments to the Economic Revitalization Committee: Bonnie Sellers, Sam Maddaluna, Jeff Horowitz, Paul Sedlak, Donna Majoris, and Robert Frawley

Correspondence

Raritan Headwaters 33rd Annual Stream Cleanup Event, Mayor Canose said we received a letter from Raritan Headwaters about this event. Ms. Zamarra said there are four sites, which the letter indicates as Site 32: Claremont Park; Site 32A: Old Army Trail; Site 32B: Borough Hall, Nervine Pond, Rose Bowl Field; Site 32C: Polo Grounds Seney Drive.

Unfinished Business

Sample Food Truck Ordinances from other Towns, council discussed ordinances from Colts Neck, Fort Lee, Eatontown, and Hoboken regarding food trucks. Council discussed the frequency of having food trucks, having them at special events, and its effect on other businesses in town. Ms. Greenfield said she prefers once a month at special events as opposed to once a week. Mr. Pidgeon said food trucks are already permitted for special events and the issue is whether to allow them at all. Mayor Canose suggested revisiting this topic once we get an email from Linder's Cleaners, who originally requested a food truck on weekends in their parking lot, to see what they are asking for in more detail. Mr. Ribeiro said given where we are going as a borough and trying to create a better sense of community and downtown redevelopment, allowing businesses to do something like this in a limited way could be helpful. He said he would like to have that conversation in the future. Mr. McQueen agreed that it would be good to have that conversation and is in favor of the once a month frequency that Ms. Greenfield mentioned. Mr. Pidgeon said if we approve food trucks on a case-by-case basis, we could be accused of being arbitrary, so we need some kind of standards.

New Business – None

OPEN SESSION

Mayor Canose opened the meeting to the public.

Aaron Duff, Crestview Drive, thanked council on its introduction of the zoning amendment ordinance. He said he thinks it's an important first step and recognizes that the zoning code could use some improvement. Mr. Duff said he would like to hear from Mr. Sabo or council at the next meeting about how the maximum density number was arrived at. He said he thought it seemed high and would like to see a comparison with communities of our size and character. Mr. Duff mentioned a comment Mr. McQueen made at a recent Planning Board meeting that one of the problems with the current zoning is that there's no first floor commercial use requirement in the downtown core. Mr. Duff said what makes the downtown vibrant is the shops, restaurants, and retail, and that's what gets people coming in. He suggested having more options for shoppers and people who are dining. He said without the first floor commercial use requirement,

we are going to get more conversions of commercial space into residential. He said less commercial space and less available storefronts is going to raise the rents for the other remaining businesses. Mr. McQueen said there's a couple different areas that the Planning Board will revisit as to the ordinances in general. He said they want to move forward to control density issues that need to move faster than the global revisit. Ms. Greenfield said there's other things that need to be looked at and this is the first step, which is a good first step. Mr. Duff said to the commercial use point of it, he would like to focus on why the introduced ordinance came out at the number it did. Mayor Canose said when we have the public hearing we will see if we can have that information.

Kathy Peachey, Chilton Street, said she appreciates Aaron Duff's concerns and Mr. McQueen and Ms. Greenfield's comments and has trust in the council. Ms. Peachey acknowledged Mr. Czerniecki's upcoming retirement and wished him well. She said she also appreciates the Public Works Committee holding their meeting regarding the Bernards Avenue Neighborhood Improvement project at the Sacred Heart Chapel, which gave an opportunity for people to come and be part of all the activity. Ms. Peachey said she would like to know who's responsible for the maintenance of the turf field as discussed earlier with Marc Walden and also the track at Bernards High School. She said the field may have its issue but the track is in total disrepair. Ms. Peachey thanked Mr. Ribeiro for representing people coming to him with questions and concerns. She said he's been a really good representative to those people at multiple meetings and it speaks well of him and also of the council in that people can come to them with their concerns and they will be addressed. Ms. Peachey gave ideas on having food trucks in town, possibly once a month with multiple food trucks at the Polo Grounds.

Kerry Haselton, Mine Brook Road, thanked Kathy Peachey for being positive and recognizing when people are doing a good job. She discussed the renting of accessory dwellings which was a topic that came up at a prior council meeting. She said she is aware that the Planning Board is looking into that for the five and ten acre zone. Ms. Haselton suggested that while they look into that, they loop in other zones so that we don't have to ask the same question again if a property has been long-standing and been inspected.

John Bertoni, Locust Drive, said he lives above the Polo Grounds and he can confirm that when the weather is above 40 degrees on weekends, there is a pro in the morning teaching tennis on the tennis courts at the Polo Grounds. He said it's not bad with eight tennis courts as there's usually one or two available, but with three pickleball courts and the pros taking it up, that's a different story. He suggested looking into a way to schedule or control it. Mr. Bertoni said he is looking forward to the plans for the pavilion. He said he would like to ask the borough to seriously look at the engineering for the land around where the pavilion is going. He said he thought the pavilion is going to replace the existing shack. Mayor Canose said no, it will be closer to the school. Mr. Bertoni said all the runoff from his neighborhood hits the back corner of the turf. He said there is no drainage or sewerage that takes the water away and it gets a little swampy when we get some rain. He recommended taking another look at that area. Mr. Bertoni said that regarding the discussion about food trucks, once a season or once a month is good, once a week is too much.

Marc Walden, Liberty Road, said he appreciates everyone's interest in the maintenance at the

Polo Grounds. He said he is hoping that it would be well received and in seeing what's going on with the high school and the cost of that, it was an eye-opener. He said the design of the entire area seems to be a little ad hoc or piecemeal and he thinks we need to have a master plan for Seney Drive, pickleball, tennis court, and through upper Evankow. He said the plan should be of what that should look like and we would build each of those pieces. He said by trying to build the pavilion separate from the walking path, we are going to run into problems and wind up spending more money than trying to get it approved all at once.

Mayor Canose said she wanted to answer Kathy Peachey's prior question of who has the responsibility for the school track and turf field. Mayor Canose said that is the school's responsibility so the Board of Education takes care of that property.

Johanna Wissinger, Washington Corner Road, said it's important to remember that as much as we love food trucks, not only do they compete with other businesses but they have very low overhead and our restaurants do not have low overhead. She said that's a serious competition that we should consider. Ms. Wissinger said she read something that seemed that the borough's inspector will be able to do the lead test. She asked if there has been a fee set for them to do that when they do the regular tenant inspection. Mr. Pidgeon said there's a fifty dollar fee that goes to the borough and a twenty dollar fee that goes to the state fund for lead paint.

Kathy Peachey, Chilton Street, said she agrees with John Bertoni's comments and the council needs to be sensitive to the community in that area. She said she Googled the impact of food trucks in a year and it really doesn't impact restaurants significantly, especially if it's only once a month.

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

CLOSED SESSION

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

ADJOURNMENT

The meeting was adjourned at 9:50pm.
