

BOROUGH OF BERNARDSVILLE
Mayor & Borough Council Meeting Agenda
June 10, 2019 – 7:00 p.m.

1. CALL MEETING TO ORDER

Mayor Mary Jane Canose
Council Member John Donahue
Council Member Diane Greenfield
Council Member Jeff Hammond
Council Member Thomas O'Dea
Council Member Chris Schmidt
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 December 11, 2018.

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS

5. 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.

6. ITEMS OF BUSINESS

6A. **ORDINANCES (for Introduction)**

I move that Ordinance #2019-1804, **AN ORDINANCE FIXING RESPONSIBILITY FOR THE REPAIR AND MAINTENANCE OF SEWER LATERALS AND SUPPLEMENTING AND AMENDING CHAPTER XVI OF THE BOROUGH CODE ENTITLED “SEWER REGULATION”** 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, June 24, 2019.

Second:
Voice Vote:

I move that Ordinance #2019-1805, **AN ORDINANCE CREATING A CULTURAL ARTS ADVISORY COMMITTEE AND SUPPLEMENTING AND AMENDING CHAPTER II OF THE BOROUGH CODE ENTITLED “ADMINISTRATION”** be introduced by title, passed on first reading, published according to law, and that a public hearing be scheduled for a meeting beginning at 7:00 p.m., Monday, June 24, 2019.

Second:
Voice Vote:

6B. **RESOLUTIONS**

- #19-122 AUTHORIZING PAYMENT OF BILLS**
- #19-123 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7000-0035 FOR DPH HOLDING FOR 11
HIGHVIEW AVENUE**
- #19-124 AUTHORIZING A CHANGE FUND IN THE HOUSING/ZONING
OFFICE CHANGE FUND**
- #19-125 AUTHORIZING CHANGE ORDERS #2, #3, & #4 TO THE
CONTRACT FOR SLOPE SECTION IMPROVEMENTS**
- #19-126 AUTHORIZING RENEWAL OF A.B.C. LICENSES**

#19-127 APPOINTING MICHAEL NELSON, PART-TIME FIRE INSPECTOR

#19-128 ADOPTING AN AFFORDABILITY ASSISTANCE MANUAL

I move to adopt Resolutions #19-122 to #19-128:

Second:

Roll call vote:

6C. Organic Pesticide Draft Resolution

6D. Detached Accessory Dwelling Units

6E. Bernards Township Ordinance: Individual and Semi-Public Water Supply and Soil Permeability Testing

6F. Use of NJDEP Recommended “Bonide-Burnout” for Treatment of weeds outside of grassed areas

6G. Mayor’s Update

6H. Correspondence

6I. Unfinished Business

6J. New Business

7. CLOSED SESSION

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

Personnel Matters

(Collective Bargaining, Contract negotiations, Ongoing Investigation, Personnel Matters, Pending or Anticipated Litigation, Property Acquisition, Attorney/Client Privilege), and that the time when and

circumstances under which the matter can be disclosed to the public is when it (they) are finally resolved.

Second:
Voice Vote:

8. REOPEN AND ADJOURNMENT

061019ag

**BERNARDSVILLE BOROUGH
ORDINANCE #2019-1804**

**AN ORDINANCE FIXING RESPONSIBILITY FOR THE REPAIR AND
MAINTENANCE OF SEWER LATERALS AND SUPPLEMENTING AND AMENDING
CHAPTER XVI OF THE BOROUGH CODE ENTITLED "SEWER REGULATION"**

WHEREAS, it has been an unwritten Borough policy that property owners are responsible for the repair and maintenance of sewer laterals and that the Borough is only responsible for the repair and maintenance of sewer mains and manholes; and

WHEREAS, Borough Public Works Manager John Macdowall has recommended that this policy be codified in an ordinance;

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

Section 1. There is hereby added a new subsection 16-5 entitled "Responsibility for Repair and Maintenance of Sewer Laterals".

"16-5 Responsibility for Repair and Maintenance of Sewer Laterals

The property owner shall be responsible for the repair and maintenance of building laterals up to the branch connection at the public sewer main. The Borough is only responsible for the repair and maintenance of sewer mains and manholes."

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

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

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

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

Introduction: _____

1st Publication: _____

Public Hearing and Adoption: _____

2nd Publication: _____

**BERNARDSVILLE BOROUGH
ORDINANCE #2019-1805**

**AN ORDINANCE CREATING A CULTURAL ARTS ADVISORY COMMITTEE AND
SUPPLEMENTING AND AMENDING CHAPTER II OF THE BOROUGH CODE
ENTITLED "ADMINISTRATION"**

BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey, that Chapter II of the Borough Code Entitled "Administration" is hereby supplemented and amended as follows:

Section 1. There is hereby created a new Section 2-40 entitled "Cultural Arts Advisory Committee" which reads as follows:

"2-40 CULTURAL ARTS ADVISORY COMMITTEE.

2-40.1 Membership; Terms.

The Committee shall consist of seven members. The Mayor shall appoint all the members of the Committee, with the advice and consent of the Council, and shall designate one of such members to serve as chairperson and presiding officer of the Committee. Members shall be appointed for a term of three years, except that the terms of two of the initially-appointed members shall expire on December 31, 2019, the terms of two of the initially-appointed members shall expire on December 31, 2020, and the terms of the remaining three initially-appointed members shall expire on December 31, 2021. No member of the Committee shall receive compensation for his or her service.

2-40.2 Purpose and Duties.

The Committee shall initiate, sponsor and celebrate local art, creativity and cultural activities including, but not limited to, art, photography, design, music, culinary arts, literature, drama and dance. The Committee will create opportunities to educate, inform and engage the community about cultural affairs and will organize and supervise events to showcase local creative talent."

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

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

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

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

Introduction: _____

1st Publication: _____

Public Hearing and Adoption: _____

2nd Publication: _____

RESOLUTION 19-122

AUTHORIZING PAYMENT OF BILLS

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

01 State & Federal Grants	\$	5,116.25
04 Escrow	\$	-
06 Outside Employment	\$	-
10 Current Fund	\$	184,057.60
19 Other Trusts	\$	1,141.32
20 Payroll	\$	227,371.24
33 Capital Fund	\$	16,276.17
40 Sewer Utility Fund	\$	30,298.56
55 Sewer Capital	\$	-
70 COAH Trust	\$	5,941.50
71 Fire Prevention Trust	\$	-
72 Open Space Trust	\$	6,678.00
73 Police Law Enforcement	\$	-
74 Public Defender Trust	\$	-
85 Recreation Trust	\$	10,150.00
TOTAL	\$	487,030.64

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 June 10, 2019

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
2141	2461 - BEDMINSTER TWP. BOARD OF EDUCATION	PO 103493 PEER BUDDY PROGRAM		1,300.00	
	01-G18-0110-0364	MUNICIPAL ALLIANCE GRANT (2017/2018)	1,300.00		1,300.00
2142	2461 - BEDMINSTER TWP. BOARD OF EDUCATION	PO 103494 BEDMINSTER TOWNSHIP PTO		500.00	
	01-G18-0110-0365	MUNICIPAL ALLIANCE - BORO MATCH (17/18)	500.00		500.00
2143	358 - LUDLOW HEATING & COOLING CO.	PO 103057 Reclaim and Recycle Refrigerant fro		2,470.00	
	01-G18-0110-0380	RECYCLING TONNAGE GRANT (2015)	2,000.00		
	01-G19-0110-0380	RECYCLING TONNAGE GRANT (2016)	470.00		2,470.00
2144	5864 - REILLY SWEEPING	PO 102614 Biweekly Downtown Street Sweeping (505.00	
	01-G17-0110-0361	CLEAN COMMUNITIES - 2017 - CHAPTER 159	505.00		505.00
2145	4213 - SHERRIE CALISH	PO 103475 PROGRAM COORDINATOR SALARY - MAY		341.25	
	01-G18-0110-0365	MUNICIPAL ALLIANCE - BORO MATCH (17/18)	341.25		341.25
TOTAL					----- 5,116.25
Total to be paid from Fund 01 STATE & FEDERAL GRANTS		5,116.25	=====		
		5,116.25			

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

CURRENT FUND

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
48253	6311 - ACTION DATA SERVICES	PO 103443 PAYROLL INVOICE PERIOD END DATE 5/1		432.47	
	10-C00-0110-0205	FINANCE DEPT. - GENERAL EXPENSE	432.47		432.47
48254	135 - ALLEN PAPER & SUPPLY CO	PO 102787 PAPER SUPPLIES BLANKET PO		234.56	
	10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLY	234.56		234.56
48255	1806 - ALLIED OIL LLC (CORP)	PO 103290 GASOLINE - MAY 2019 (ESTIMATED)		2,502.07	
	10-C00-0315-0220	GASOLINE - PREMIUM GAS	2,502.07		2,502.07
48256	5263 - ALPHA DOG SOLUTIONS, INC	PO 103387 MONTHLY WEBSITE MAINTENANCE & HOSTIN		1,420.00	
	10-C00-0112-0207	TECH.INF.SYSTEM - BOROUGH WEBSITE	1,420.00		1,420.00
48257	6063 - AMERICAN WEAR, INC	PO 103447 UNIFORM CLEANING FOR ROAD DEPT.		193.84	
	10-C00-0220-0206	STREETS & ROADS - UNIFORMS	193.84		193.84
48258	5595 - ANIMAL CONTROL SOLUTIONS, LLC	PO 102346 24 HOUR ANIMAL CONTROL COVERAGE - 2		1,500.00	
	10-C00-0260-0204	ANIMAL CONTROL - MISCELLANEOUS	1,500.00		1,500.00
48259	4333 - BERNARDSVILLE HARDWARE	PO 103495 MAY 2019*		936.39	
	10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE	436.00		
	10-C00-0145-0205	BUILD. & GROUNDS - GENERAL EXP	250.17		
	10-C00-0271-0204	SWIM POOL - MISCELLANEOUS	250.22		936.39
48260	5668 - BEYER FORD LLC	PO 103134 OPEN PURCHASE ORDER FOR VEHICLE PAR		322.15	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	322.15		322.15
48261	5668 - BEYER FORD LLC	PO 103419 ALL NEW ROTORS, BRAKE SHOES AND HAR		630.67	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	630.67		630.67
48262	6660 - BILL AND ROBIN SLOTTOR	PO 103480 Replacement border forsythia mowed		1,040.00	
	10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE	1,040.00		1,040.00
48263	3581 - BRIAN KELLY	PO 103452 REIMBURSE FOR NJEPA OEM CONF. FEES		214.86	
	10-C00-0195-0208	POLICE-EDUCATION-CONFERENCE & TRAVEL EXP	175.87		
	10-C00-0195-0223	POLICE - DETECTIVE SUPPLIES	38.99		214.86
48264	4239 - COMCAST	PO 103440 XFINITY TV & INTERNET - ACCT#849905		43.32	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	43.32		43.32
48265	4239 - COMCAST	PO 103441 XFINITY ACCOUNT 8499052890036488 -		26.15	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	26.15		26.15
48266	4239 - COMCAST	PO 103442 XFINITY TV & INTERNET - ACCT# 8499		201.90	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	201.90		201.90
48267	6502 - DECOTIIS LAW	PO 103316 LEGAL SERVICES RE: OLD QUARRY FACIL		2,084.10	
	10-C00-0135-0204	LEGAL SERVICES - MISCELLANEOUS	2,084.10		2,084.10
48268	386 - DELTA DENTAL OF NEW JERSEY, INC	PO 103462 MAY 2019 DENTAL BENEFITS PAYMENT*		2,323.40	
	10-C00-0175-0225	GROUP INSURANCE - DENTAL BNFTS	2,323.40		2,323.40

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
48269	4513 - FINISHING TOUCH	PO 102975 Repairs to Train Station Building		6,217.00	
	10-C00-0145-0204 BUILD. & GROUNDS - MISC.		6,217.00		6,217.00
48270	2487 - FLAGSHIP HEALTH SYSTEMS INC	PO 103461 JUNE 2019 DENTAL BENEFITS PAYMENT -		89.97	
	10-C00-0175-0225 GROUP INSURANCE - DENTAL BNFTS		89.97		89.97
48271	4769 - FORD MOTOR CREDIT CO LLC	PO 103408 2017 CHEVY TAHOE - 1GNSKDEC0HR31808		18,480.18	
	10-C00-0200-0250 PURCHASE OF POLICE CARS		18,480.18		18,480.18
48272	5591 - GARDEN STATE GUTTER CLEANING	PO 103166 Spring Gutter Cleaning Borough Hall		475.00	
	10-C00-0145-0216 BUILD. & GROUNDS - BUILD. MNT.		475.00		475.00
48273	1619 - GARDEN STATE LABORATORIES INC	PO 102791 2019 Water Testing Polo Grounds - H		110.00	
	10-C00-0145-0246 BUILD. & GROUNDS - RECREATION MISC.		110.00		110.00
48274	5718 - GOOGLE INC	PO 103463 GOOGLE APPS - E-MAIL SERVICE - MAY		370.83	
	10-C00-0112-0206 TECH. INF. SYSTEM - MAINTENANCE CONTRACTS		370.83		370.83
48275	4450 - HIGH DEFINITION WINDOW CLEANING	PO 103491 gutter cleaning at library		375.00	
	10-C00-0145-0233 BUILD. & GROUNDS - LIBRARY PROPERTY MNT.		375.00		375.00
48276	6661 - HILLARY COOPER	PO 103505 REFUND - POOL MEMBERSHIP		235.00	
	10-192-0810-8000 SWIM POOL FEES		235.00		235.00
48277	4955 - REEGS, INC	PO 103147 BATTERIES		119.95	
	10-C00-0246-0207 VEHICLE MAINT.-STREETS & ROADS		119.95		119.95
48278	87 - JCP&L	PO 103465 JCP&L MAY 2019*		5,831.94	
	10-C00-0310-0220 ELECTRICITY - BILLS		2,752.84		
	10-C00-0145-0231 BUILD. & GROUNDS - LIBRARY TENANTS EXP.		37.77		
	10-C00-0225-0202 STREET LIGHTING		3,041.33		5,831.94
48279	87 - JCP&L	PO 103479 JCP&L MAY 2018*		512.25	
	10-C00-0310-0220 ELECTRICITY - BILLS		512.25		512.25
48280	6378 - JOHNNY ON THE SPOT	PO 102445 ROSE BOWL, KIWANIS, CLAREMONT - Ha		289.35	
	10-C00-0145-0246 BUILD. & GROUNDS - RECREATION MISC.		289.35		289.35
48281	6247 - JOY AUTO PARTS	PO 102976 PARTS		76.08	
	10-C00-0246-0207 VEHICLE MAINT.-STREETS & ROADS		76.08		76.08
48282	6279 - JUSTIN ALT	PO 103451 TUITION AND FEES REIMBURSEMENT-COLL		2,110.18	
	10-C00-0195-0207 POLICE-EDUCATION-COLLEGE TUTION REIMBURS		2,110.18		2,110.18
48283	4185 - LIFESAVER, INC.	PO 103421 18 CPR E-CARDS		108.00	
	10-C00-0195-0203 POLICE - EDUCATION & TRAINING EXPENSES		108.00		108.00
48284	6511 - MACKAY METERS	PO 103422 MACKAY GUARDIAN MULTI PARKING METER		660.00	
	10-C00-0195-0230 POLICE - MAINTENANCE CONTRACTS		660.00		660.00

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
48285	4349 - MAPLECREST FORD 10-C00-0246-0206	PO 103454 STEERING LINKS FOR 312 VEHICLE MAINT. - POLICE	86.70	86.70	86.70
48286	322 - MGL FORMS PRINTING SOLUTIONS,LLC 10-C00-0120-0214	PO 103464 TAX BILL TAX COLLECTOR - BILLING	681.80	681.80	681.80
48287	6504 - MID-ATLANTIC RESCUE SYSTEMS, INC 10-A00-0210-0203	PO 102096 4 5 GALLON PAILS OF ETHANOL FREE FU (2018) EMERGENCY MGMT. - MISC.	300.01	300.01	300.01
48288	98 - MJ NEILL, INC 10-C00-0315-0230	PO 103481 DIESEL USAGE - MAY 2019* GASOLINE - DIESEL	1,095.32	1,095.32	1,095.32
48289	2748 - MORRISTOWN AUTO BODY, INC. 10-C00-0246-0206	PO 103453 TOWING OF 309 FROM POLICE HEADQUART VEHICLE MAINT. - POLICE	115.00	115.00	115.00
48290	6270 - NEOPOST USA INC 10-C00-0100-0209	PO 103504 RENTAL OF POSTAGE METER - SUITE 103 ADMIN. & EXEC. - POSTAGE	101.85	101.85	101.85
48291	5730 - NEW JERSEY DEPT OF TRANSPORTATION 10-C00-0140-0205	PO 103439 Drainage Permit Fee #D-202-C-20039- ENGINEERING - GENERAL EXPENSES	200.00	200.00	200.00
48292	5485 - NJ CRIMINAL INTERDICTION LLC 10-C00-0195-0203	PO 102679 case law search and seizure update- POLICE - EDUCATION & TRAINING EXPENSES	190.00	190.00	190.00
48293	4260 - NJASRO 10-A00-0195-0203	PO 101963 SAFE SCHOOLS RESOURCE OFFICER/SCHOO (2018) POLICE - EDUCATION & TRAINING EXP	395.00	395.00	395.00
48294	4286 - PERSONAL PROTECTION CONSULTANTS,INC 10-C00-0195-0203	PO 102766 OCAT AND EXPANDABLE BATON INSTRUCTO POLICE - EDUCATION & TRAINING EXPENSES	598.00	598.00	598.00
48295	3221 - PETER RUBINETTI PRIVATE DISPOSAL 10-C00-0145-0248	PO 102620 Solid Waste Removal Library (2) and BUILD. & GROUNDS - SOLID WASTE REMOVAL	1,075.84	1,075.84	1,075.84
48296	895 - PIDGEON AND PIDGEON,P.C. 10-C00-0135-0215	PO 103492 MAY 2019 LEGAL SERVICES* LEGAL SERVICES - BORO ATTORNEY	7,182.00	7,182.00	7,182.00
48297	6042 - PSE&G 10-C00-0320-0225	PO 103478 MAY 2019* GAS - NATURAL	55.34	55.34	55.34
48298	6204 - R & H TRUCK PARTS & SERVICE, INC. 10-C00-0246-0207	PO 102983 PARTS & REPAIRS VEHICLE MAINT.-STREETS & ROADS	116.43	116.43	116.43
48299	5573 - RAVE WIRELESS, INC 10-C00-0190-0207	PO 103420 ANNUAL LICENSE FEE-ANNUAL SERVICE F COMMUNICATIONS - EMERGENCY ALERT SYSTEM	5,641.00	5,641.00	5,641.00
48300	1042 - READY REFRESH 10-C00-0145-0218 10-C00-0145-0234	PO 102527 2019 Bottled Water Borough Hall and BUILD. & GROUNDS - BOTTLED H2O BUILD. & GROUNDS - CONSTRUCTION OFFICE	245.88 71.67	317.55	317.55

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
48301	6095 - RICARDO SOLANO	PO 103437 REFUND - POOL MEMBERSHIP/ENCORE CAM		570.00	
	10-192-0810-8000 SWIM POOL FEES		410.00		
	10-192-0810-7001 RECREATION FEES		160.00		570.00
48302	3499 - RICHIE'S TIRE SERVICE INC	PO 103345 TIRES & REPAIRS		276.40	
	10-C00-0246-0207 VEHICLE MAINT.-STREETS & ROADS		276.40		276.40
48303	5500 - RICOH USA, INC	PO 102581 RICOH OPEN P.O. FOR 2019 MAINTENANC		162.30	
	10-C00-0195-0230 POLICE - MAINTENANCE CONTRACTS		162.30		162.30
48304	542 - SOMERSET COUNTY GOVERNING	PO 103486 SCGOA Meeting on June 12, 2019		35.00	
	10-C00-0100-0215 ADMIN. & EXEC. - MAYOR'S EXP.		35.00		35.00
48305	3325 - SOUTH JERSEY ENERGY	PO 103448 ELECTRIC COMMODITY 4/23-5/21/19*		11.78	
	10-C00-0310-0220 ELECTRICITY - BILLS		11.78		11.78
48306	3672 - ST. NICK POOL MANAGEMENT, INC.	PO 103291 Tiling and repair of baby pool wall		1,900.00	
	10-C00-0271-0213 SWIM POOL - REPAIRS		1,900.00		
		PO 103431 Painting of baby pool		2,400.00	
	10-C00-0271-0216 SWIM POOL - POOL PAINTING		2,400.00		4,300.00
48307	38 - STAPLES BUSINESS ADVANTAGE	PO 103417 CD / DVD ENVELOPES		55.39	
	10-C00-0195-0201 POLICE - OFFICE SUPPLIES		55.39		55.39
48308	547 - HOME DEPOT CREDIT SERVICES	PO 103496 BLANKET PO		573.16	
	10-C00-0145-0242 BUILD. & GROUNDS - PLAYGROUND MAINT.		573.16		573.16
48309	6525 - TOPOLOGY NJ LLC	PO 103348 DOWNTOWN REVITILIZATION - TRAIN STA		4,077.96	
	10-C00-0100-0221 ADMIN. & EXEC. - DOWNTOWN REVITALIZATION		4,077.96		4,077.96
48310	3141 - TRAFFIC SAFETY SERVICE LLC	PO 103390 Sign for Peter's Park Playground		225.00	
	10-C00-0145-0242 BUILD. & GROUNDS - PLAYGROUND MAINT.		225.00		225.00
48311	3431 - TREASURER-STATE OF NEW JERSEY	PO 103320 Application Fee - Memorial Park Cul		2,000.00	
	10-C00-0140-0205 ENGINEERING - GENERAL EXPENSES		2,000.00		2,000.00
48312	3431 - TREASURER-STATE OF NEW JERSEY	PO 103435 NJDEP Stormwater Discharge General		2,000.00	
	10-C00-0220-0230 STREETS & ROADS - STRM WTR REQ		2,000.00		2,000.00
48313	61 - VERIZON	PO 103445 TELEPHONE BILLS MAY 20-JUNE 19*		2,077.53	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		2,077.53		2,077.53
48314	3488 - VERIZON	PO 103446 FIOS - ACCT# 554-658-975-0001-21 -		129.99	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		129.99		129.99
48315	61 - VERIZON	PO 103468 FAX LINE - SUITE 103 - ACCOUNT 908		41.76	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		41.76		41.76
48316	1632 - VERIZON WIRELESS (NEWARK)	PO 103477 WIRELESS PHONES 4/26/19-5/25/19*		1,168.65	
	10-C00-0305-0225 TELEPHONE - MOBILE PHONES		1,168.65		1,168.65

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
48317	868 - VIKING TERMITE & PEST CONTROL INC	PO 102617 2019 Annual Pest Control @ Borough			289.38
	10-C00-0145-0216	BUILD. & GROUNDS - BUILD. MNT.	289.38		289.38
48318	5318 - W.B.MASON CO, INC	PO 103228 OFFICE SUPPLIES - SUITE 103			60.24
	10-C00-0285-0201	CONSTRUCTION - OFFICE SUPPLIES	21.89		
	10-C00-0156-0201	ZONING/HOUSE - OFFICE SUPPLY	38.35		
		PO 103358 OFFICE SUPPLIES - S090524901			307.18
	10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLY	272.69		
	10-C00-0115-0201	TAX ASSESSOR - OFFICE SUPPLIES	34.49		
		PO 103469 OFFICE SUPPLIES - S091670083			61.44
	10-C00-0100-0215	ADMIN. & EXEC. - MAYOR'S EXP.	39.29		
	10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLY	22.15		428.86
48319	4397 - WELSH'S MOTOR SALES INC	PO 103436 PARTS			42.16
	10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	42.16		42.16
48320	4682 - WINDSTREAM	PO 103473 MAY 2019 PHONE CHARGES*			932.83
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	932.83		932.83
48321	4945 - WURTH USA INC	PO 102980 SUPPLIES			156.10
	10-C00-0220-0224	STREETS & ROADS - SUPPLIES	156.10		156.10
TOTAL					87,872.70
Total to be paid from Fund 10 CURRENT FUND		87,872.70	=====		87,872.70

Checks Previously Disbursed

10444	STATE OF NJ PENSIONS & BENEFITS	PO# 103482 HEALTH BENEFITS JUNE 2019*	96,184.90	6/03/2019

				96,184.90

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 10 CURRENT FUND	96,184.90	87,872.70	184,057.60
BILLS LIST TOTALS	96,184.90	87,872.70	184,057.60
=====			

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
72	6043 - JCP&L 19-285-0500-5001	PO 103483 JCP&L MAY 2019* RESERVE FOR RAILROAD STATION	5.41	5.41	5.41
73	895 - PIDGEON AND PIDGEON,P.C. 19-285-0500-5001	PO 103492 MAY 2019 LEGAL SERVICES* RESERVE FOR RAILROAD STATION	487.00	487.00	487.00
74	61 - VERIZON 19-285-0500-5001	PO 103476 908-204-3475 347 38Y - TRAIN STATI RESERVE FOR RAILROAD STATION	70.70	70.70	70.70
TOTAL					563.11
Total to be paid from Fund 19 OTHER TRUSTS		563.11			
		563.11			

Checks Previously Disbursed

19037	PAYROLL ACCOUNT	PAYROLL - RAILROAD - 5/31/19	578.21	5/31/2019
				578.21

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 19 OTHER TRUSTS	578.21	563.11	1,141.32
BILLS LIST TOTALS	578.21	563.11	1,141.32

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Disbursements Journal - (20) PAYROLL AGENCY

From 05/29/2019 to 06/10/2019

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
5/31/2019	1549		20496	20-280-5600-0900	ACTION DATA SERVICES-PAYROLL PAYROLL DIRECT DEPOSIT	147,905.43	147,905.43	20-101-0100-2000
5/31/2019	1550		20497	20-280-5600-0850	ACTION DATA SERVICES-PAYROLL NET PAYROLL	264.39	264.39	20-101-0100-2000
5/31/2019	1551		20498	20-280-5600-0852	ACTION DATA SERVICES-PAYROLL FEDERAL	21,633.59	79,201.42	20-101-0100-2000
				20-280-5600-0853	FICA SS EE	8,597.81		
				20-280-5600-0854	MEDICARE EE	3,054.37		
				20-280-5600-0855	NJ STATE TAX	7,540.47		
				20-280-5600-0856	EMPLOYEE SUI/SDI	423.89		
				20-280-5600-0858	PA STATE TAX	18.82		
				20-280-5600-0870	PERS	8,873.12		
				20-280-5600-0874	PERS CONTRIBUTORY INSURANCE	559.15		
				20-280-5600-0890	DEFERRED COMP	3,419.24		
				20-280-5600-0898	GARNISHMENTS	548.77		
				20-280-5600-0901	EMPLOYER SS	8,597.81		
				20-280-5600-0902	MED EMPLOYER	3,054.37		
				20-280-5600-0903	EMPLOYER SUI	697.89		
				20-280-5600-0882	DCRP EE CONTRIBUTION - 5%	586.86		
				20-280-5600-0883	DCRP EMPLOYER CONTRIBUTION - 3%	432.17		
				20-280-5600-0871	PERS LOAN	1,285.10		
				20-280-5600-0877	PFRS	8,060.01		
				20-280-5600-0878	PFRS LOAN	1,123.68		
				20-280-5600-0895	PBA DUES	342.00		
				20-280-5600-0893	DPW DUES	144.00		
				20-280-5600-0899	VISION	83.16		
				20-280-5600-0872	PERS BACK DEDUCTION	125.14		

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
20-101-0100-2000	CASH - MILLINGTON - PAYROLL				227,371.24
20-280-5600-0850	NET PAYROLL PAYABLE		264.39		
20-280-5600-0852	PAYROLL TAXES PAYABLE - FEDERAL		21,633.59		
20-280-5600-0853	PAYROLL TAXES PAYABLE - FICA		8,597.81		
20-280-5600-0854	PAYROLL TAXES PAYABLE - MEDICARE		3,054.37		
20-280-5600-0855	PAYROLL TAXES PAYABLE - NJ STATE TAX		7,540.47		
20-280-5600-0856	PAYROLL TAXES PAYABLE - EMPLOYEE SUI /SD		423.89		
20-280-5600-0858	PAYROLL TAXES PAYABLE - PA TAX		18.82		
20-280-5600-0870	PAYABLE - P.E.R.S.		8,873.12		
20-280-5600-0871	PAYABLE - P.E.R.S. LOAN		1,285.10		
20-280-5600-0872	PAYABLE - P.E.R.S. - BACK DEDUCTIONS		125.14		
20-280-5600-0874	PAYABLE - P.E.R.S. - CONTRIBUTORY INS.		559.15		
20-280-5600-0877	PAYABLE - P.F.R.S.		8,060.01		
20-280-5600-0878	PAYABLE - P.F.R.S. - LOAN		1,123.68		
20-280-5600-0882	DCRP-5.5% (EMPLOYEE CONTRIBUTION)		586.86		
20-280-5600-0883	DCRP-3%(EMPLOYER CONTRIBUTION)		432.17		
20-280-5600-0890	PAYABLE - DEFERRED COMPENSATION PLAN		3,419.24		
20-280-5600-0893	PAYABLE - DPW UNION DUES		144.00		
20-280-5600-0895	PAYABLE - PBA DUES		342.00		
20-280-5600-0898	PAYABLE-GARNISHMENT		548.77		
20-280-5600-0899	PAYABLE - VISION		83.16		
20-280-5600-0900	PAYABLE - DIRECT DEPOSIT		147,905.43		
20-280-5600-0901	PAYROLL TAXES PAYABLE - EMPLOYER S.S		8,597.81		
20-280-5600-0902	PAYROLL TAXES PAYABL MED		3,054.37		
20-280-5600-0903	PAYROLL TAXES PAYABLE - EMPLOYER SUI		697.89		
TOTALS (FOR RANGE):					
					227,371.24
					227,371.24

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
5428	3539 - COMPLETE ROOF SYSTEMS INC	PO 103223 Emergency Repair/Repalcement of Pol		6,865.00	6,865.00
	33-215-2600-1000	CAP ORD 18-1759 - TURF FIELD IMPROVEMENT	6,865.00		6,865.00
5429	6171 - GENERAL RECREATION	PO 102551 Replace rubber carpeting around por		3,480.00	3,480.00
	33-215-2700-1001	18-1761 - RECREATION - POOL EQUIPMENT	3,480.00		3,480.00
5430	1991 - KING GEORGE PLUMBING INC.	PO 103459 Repair of Damaged Sewer Lateral - 7		1,500.00	1,500.00
	33-215-1400-1002	Ord. 15-1691Improvements VariousRoads	1,500.00		1,500.00
5431	6569 - LUCIANI ENTERPRISES LLC DBA SERVPRO	PO 103327 Emergency Clean-up of Snack Shack (4,000.81	4,000.81
	33-215-2600-1000	CAP ORD 18-1759 - TURF FIELD IMPROVEMENT	4,000.81		4,000.81
5432	6511 - MACKAY METERS	PO 103422 MACKAY GUARDIAN MULTI PARKING METER		295.00	295.00
	33-215-2200-1006	ORD. 17-1743 - POLICE - EQUIP/TECH HRDWR	295.00		295.00
TOTAL					16,140.81
Total to be paid from Fund 33 CAPITAL FUND			16,140.81		
			=====		
			16,140.81		

Checks Previously Disbursed

33089	PAYROLL ACCOUNT	ROAD JOB 5/31/19	135.36	5/31/2019

				135.36

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 33 CAPITAL FUND	135.36	16,140.81	16,276.17
BILLS LIST TOTALS	135.36	16,140.81	16,276.17
			=====

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
8942	4333 - BERNARDSVILLE HARDWARE	PO 103495 MAY 2019*			28.49
	40-C00-0101-0205 SEWER - GENERAL EXPENSES		28.49		28.49
8943	386 - DELTA DENTAL OF NEW JERSEY, INC	PO 103462 MAY 2019 DENTAL BENEFITS PAYMENT*			295.31
	40-C00-0101-0230 SEWER - GROUP INSURANCE		295.31		295.31
8944	4335 - PASSAIC VALLEY SEWERAGE COMISSION	PO 103409 4/01/19 - 4/30/2019 SLUDGE REMOVAL			2,016.00
	40-C00-0101-0226 SEWER - SLUDGE REMOVAL		2,016.00		2,016.00
8945	1994 - RUSSELL REID	PO 103410 4/2/19 - 4/30/19 SLUDGE HAULING			3,724.80
	40-C00-0101-0226 SEWER - SLUDGE REMOVAL		3,724.80		3,724.80
8946	6496 - SCHILLING SONS LLC	PO 102451 Replacement for SBR #4			3,449.07
	40-C00-0101-0213 SEWER - PLANT MAINTENANCE		3,449.07		3,449.07
8947	4441 - ZEP SALES & SERVICE	PO 103450 Hand Cleaner			141.99
	40-C00-0101-0205 SEWER - GENERAL EXPENSES		141.99		141.99
TOTAL					9,655.66
Total to be paid from Fund 40 SEWER UTILITY FUND		9,655.66	=====		9,655.66

Checks Previously Disbursed

40268	PAYROLL ACCOUNT	PAYROLL - SEWER 5/31/19	20,642.90	5/31/2019

				20,642.90

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 40 SEWER UTILITY FUND	20,642.90	9,655.66	30,298.56
BILLS LIST TOTALS	20,642.90	9,655.66	30,298.56
			=====

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
2058	5366 - CGP&H, LLC	PO 103497 ADMINISTRATIVE AGENT&PLANNING SERVI		3,262.50	
	70-286-5685-4000 RESERVE FOR COAH		3,262.50		3,262.50
2059	895 - PIDGEON AND PIDGEON,P.C.	PO 103492 MAY 2019 LEGAL SERVICES*		2,679.00	
	70-286-5685-4000 RESERVE FOR COAH		2,679.00		2,679.00
TOTAL					----- 5,941.50
Total to be paid from Fund 70 COAH TRUST		5,941.50	=====		
		5,941.50			

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
2047	2997 - FTS LANDSCAPING INC	PO 103104 Provide and Install 40 4-5' Leather		5,500.00	
	72-286-5685-3072	ORD 2019-1799 - KIWANIS PARK BUFFER	5,500.00		5,500.00
2048	895 - PIDGEON AND PIDGEON,P.C.	PO 103492 MAY 2019 LEGAL SERVICES*		1,178.00	
	72-286-5685-3001	RESERVE FOR OPEN SPACE	1,178.00		1,178.00
TOTAL					----- 6,678.00
Total to be paid from Fund 72 OPEN SPACE TRUST		6,678.00	=====		
		6,678.00			

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

Meeting Date: 06/10/2019 For bills from 05/29/2019 to 06/06/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
80	4124 - MINE BROOK SEARCH & RESCUE	PO 103466 Red Cross life guard training		10,000.00	
	85-286-5685-3000	RECREATION TRUST -AM RED CROSS LIFEGUARD	10,000.00		10,000.00
81	6662 - VICTORIA ROCCO	PO 103506 REFUND - KINDER-ANTICS		150.00	
	85-286-5685-2014	RECREATION TRUST - KINDER-ANTICS	110.00		
	85-286-0200-0002	DUE TO CURRENT - ADMIN FEES	40.00		150.00
TOTAL					10,150.00
Total to be paid from Fund 85 RECREATION TRUST		10,150.00			
		=====			
		10,150.00			

RESOLUTION #19-123

AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7000-0035
FOR DPH HOLDING
FOR 11 HIGHVIEW AVENUE

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 12/1/2017 FOR BLOCK 56 LOT 7, ALSO KNOWN AS 11 HIGHVIEW AVE; AND

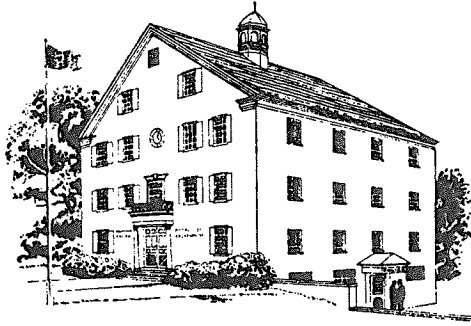
WHEREAS, THE PROJECT AT 11 HIGHVIEW AVENUE HAS BEEN FINISHED AND A CERTIFICATE OF OCCUPANCY HAS BEEN ISSUED, IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS 218.75.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER GEOFFREY B. PRICE THAT THE APPLICANT SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, 218.75

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 56 Lot 7	DPH HOLDING 3 MENDHAM ROAD BERNARDSVILLE, NJ 07924	\$218.75

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 June 10, 2019.



Borough of Bernardsville
166 Mine Brook Road
Bernardsville, NJ 07924
Somerset County

Administration (908) 766-3000 Fax (908) 766-2401

RESOLUTION #19-124

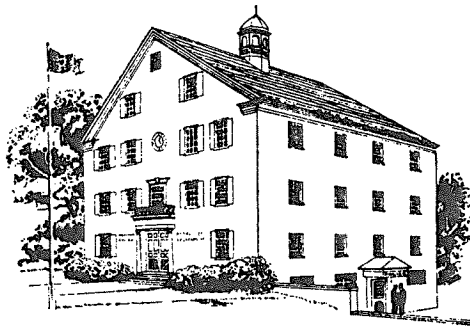
**AUTHORIZING A CHANGE FUND
FOR THE HOUSING/ZONING OFFICE**

BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville to authorize a \$100 change fund for use in the Housing/Zoning Office, subject to the following conditions:

- Change fund shall contain \$100 at all times.
- Change funds shall not be used for any other purpose.
- The Clerical Assistant to the Zoning Officer shall be the custodian of the change fund.
- Change funds shall be kept in a secure location and under lock and key when custodian is not present.

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 June 10, 2019.

change fund.res



Borough of Bernardsville
166 Mine Brook Road
Bernardsville, NJ 07924
Somerset County

Administration (908) 766-3000 Fax (908) 766-2401

RESOLUTION #19-125

**AUTHORIZING CHANGE ORDERS #2, #3, & #4 TO THE CONTRACT
FOR SLOPE SECTION IMPROVEMENTS**

WHEREAS, the Public Works Manager recommends Change Orders #2, #3, and #4 to the contract for Slope Section Improvements, as discussed in a memo dated June 3, 2019.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council to approve Change Orders #2, #3, and #4 to the contract for Slope Section Improvements in the aggregate amount of (+) \$15,255.33.

I, Ralph A. Maresca, Jr., C.M.F.O., 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 Capital Ordinance No. 15-1691, Acct No. 33-215-1400-1004.

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 June 10, 2019.

**BOROUGH OF BERNARDSVILLE
RESOLUTION #19-126
AUTHORIZING RENEWAL OF A.B.C. LICENSES**

WHEREAS, applications for July 1, 2019 to June 30, 2020 were filed with the A.B.C.:

NAME	ADDRESS	TYPE	NUMBER
Due Terre LLC T/A Osteria Morini	107 Morristown Rd.	C	1803-33-004-010
Arta LLC (Inactive)	Mailing address: 146 Bryans Road Hampton, NJ 08827	C	1803-33-001-008
Bernardsville Wine Co. LLC T/A Gary's Wine & Marketplace	100 Morristown Rd.	D	1803-44-007-007
Monterrey Fine Foods T/A Monterey Gourmet Shop	167 Morristown Rd.	D	1803-44-005-006
Berkeley Wine Co., LLC T/A Adelphia Wine Co.	79 Morristown Rd.	D	1803-44-010-005

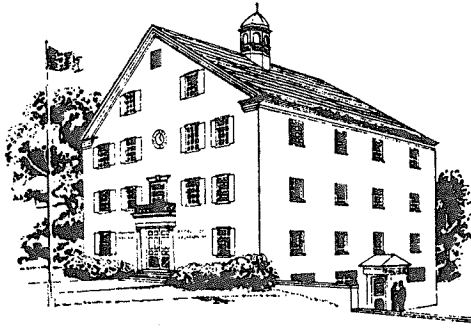
WHEREAS, inspection reports have been received from the Health Officer, Building, Zoning, Fire Officials and the Bernardsville Police Department, and no conditions were found which would preclude renewal; and

WHEREAS, each licensee has paid the appropriate fee to the Borough of \$2500; and

WHEREAS, Clearance Certificates for renewal have been received from the State of New Jersey Division of Taxation for each licensee and a Special Ruling to permit renewal has been received from the Division of A.B.C for inactive licenses.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, that the aforementioned licenses be renewed for the current licensing year, and that the Borough Clerk is hereby directed to issue and deliver said licenses, which shall be effective July 1, 2019.

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 June 10, 2019.



Borough of Bernardsville
166 Mine Brook Road
Bernardsville, NJ 07924
Somerset County

Administration (908) 766-3000 Fax (908) 766-2401

RESOLUTION #19-127
APPOINTING MICHAEL NELSON AS
PART TIME FIRE INSPECTOR

BE IT RESOLVED by the Borough Council of the Borough of Bernardsville to appoint Michael Nelson as Part Time Fire Inspector at a salary of \$20.00/hr., up to 14 hours per week, effective June 13, 2019.

FURTHER RESOLVED the appointment is subject to provisions of the Employee Handbook of the Borough of Bernardsville.

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 Governing Body at a duly convened meeting held June 10, 2019.

**BOROUGH OF BERNARDSVILLE
RESOLUTION 19-128
ADOPTING AN AFFORDABILITY ASSISTANCE MANUAL**

WHEREAS, on March 10, 2015, the New Jersey Supreme Court issued its decision, In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. I (2015). In that decision, the New Jersey Supreme Court transferred primary jurisdiction over affordable housing matters from the New Jersey Council on Affordable Housing ("COAH") to the New Jersey Superior Courts, and established a transitional process for municipalities, like the Borough of Bernardsville, to file declaratory judgment actions seeking to declare their Housing Element and Fair Share Plans ("HEFSP") as being constitutionally compliant and to seek the judicial equivalent of substantive certification, which has been deemed by the Court to be a Judgment of Compliance and Repose and accompanying protection as provided under the Fair Housing Act of 1985; and

WHEREAS, on July 6, 2015, in accordance with the Supreme Court's decision, the Borough filed a declaratory judgment action that is captioned, In the Matter of the Application of the Borough of Bernardsville, County of Somerset, Docket No. SOM-L-925-15 (the "Litigation"); and

WHEREAS, in that filing, the Borough also sought a determination from the Superior Court regarding the Borough's future use and disposition of the Borough's Affordable Housing Trust Funds, as directed by the New Jersey Appellate Division in the case, In Re Failure of the Council on Affordable Housing to Adopt Trust Fund Commitment Regulations, Docket Nos. A-5257-11T4 and A-0122-13T3; and

WHEREAS, by Resolution approved on November 22, 2017 the Borough approved an Amended Settlement Agreement with the Fair Share Housing Center to settle the Litigation, and endorsed the Borough's 2018 Housing Element and Fair Share Plan (the "HEFSP"); and

WHEREAS, as part of the Amended Settlement, the Borough's Planning Consultant prepared an Updated Spending Plan to provide an updated plan for the collection and distribution of development fee revenues to be used to support elements of the Borough's HEFSP; and

WHEREAS, by Resolution approved on May 29, 2018 the Borough approved an Updated Affordable Housing Spending Plan; and

WHEREAS, the Governing Body of the Borough of Bernardsville is required to spend at least 30% of its revenue from the Affordable Housing Trust Fund on Affordability Assistance, and that the Borough's Planning Consultant prepared a manual for the orderly distribution of revenues to be used to support the following elements of the Updated Spending Plan: Down Payment/Closing Cost Assistance, Emergency and Health/Safety Repairs, First

Month's Rent, Creation of Additional Very Low Income Units, Energy Efficiency Assistance, and a Bridge Loan,

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

Section 1. The Council hereby approves the Affordability Assistance Manual and authorizes its
Planning Consultant to begin soliciting applications for Affordability Assistance.

Section 2. The Mayor, Borough Administrator, and Borough Clerk, together with all other officers,
professionals and employees of the Borough are hereby authorized and directed to take any and all steps necessary to
effectuate the purposes of this Resolution.

Section 3. This Resolution shall take effect immediately.

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 Governing Body at a duly convened meeting
held June 10, 2019.
