

**BOROUGH OF BERNARDSVILLE**  
Mayor & Borough Council Meeting Agenda  
September 9, 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**

- 4A. NJ American Water Company – Oak Place Booster Station
- 4B. Ridewise - Street Smarts Campaign
- 4C. Downtown Revitalization Committee
- 4D. Mayor's Proclamation, Constitution Week

**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.
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**6. ITEMS OF BUSINESS**

6A. **ORDINANCES (for Public Hearing)**

Mayor to continue public hearing from August 12, 2019 on Ordinance #2019-1807, **AN ORDINANCE AUTHORIZING INSTALLATION OF A SPEED HUMP ON WESLEY AVENUE AND SUPPLEMENTING AND AMENDING CHAPTER VII OF THE BOROUGH CODE ENTITLED “TRAFFIC”**

I move to amend Ordinance #2019-1807 and continue the public hearing to September 23, 2019:

Second:

Voice vote:

Mayor to continue public hearing from August 12, 2019 on Ordinance #2019-1810, **AN ORDINANCE PROHIBITING MARIJUANA FACILITIES AND SUPPLEMENTING AND AMENDING SECTION 12 OF THE BOROUGH LAND USE ORDINANCE ENTITLED “ZONING”**

I move to amend Ordinance #2019-1810 to September 23, 2019 at 7:00pm pending further review and comment by the Planning Board:

Second:

Voice vote:

Mayor to open public hearing on Ordinance #2019-1812, **AN ORDINANCE APPROPRIATING \$146,000 FROM THE BOROUGH OPEN SPACE TRUST FUND FOR VARIOUS IMPROVEMENTS TO EXISTING BOROUGH RECREATION AND OPEN SPACE FACILITIES**

Mayor to close public hearing

I move to pass Ordinance #2019-1812 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open public hearing on Ordinance #2019-1813, **AN ORDINANCE CONCERNING THE BOROUGH PROPERTY MAINTENANCE CODE AND SUPPLEMENTING AND AMENDING CHAPTER XI OF THE BOROUGH CODE ENTITLED “PROPERTY MAINTENANCE”**

Mayor to close public hearing

I move to pass Ordinance #2019-1813 on final reading and adopt as published:

Second:  
Roll call vote:

Mayor to open public hearing on Ordinance #2019-1814, **APPROPRIATING \$630,000 FROM THE BOROUGH OPEN SPACE TRUST FUND FOR THE PURCHASE OF 261 CLAREMONT ROAD**

Mayor to close public hearing  
I move to pass Ordinance #2019-1814 on final reading and adopt as published:  
Second:  
Roll call vote:

Mayor to open public hearing on Ordinance #2019-1815, **APPROPRIATING \$1,550,000 FROM THE BOROUGH OPEN SPACE TRUST FUND FOR THE PURCHASE OF 271 MINE BROOK ROAD**

Mayor to close public hearing  
I move to pass Ordinance #2019-1815 on final reading and adopt as published:  
Second:  
Roll call vote:

Mayor to open public hearing on Ordinance #2019-1816, **BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF PROPERTY LOCATED AT 271 MINE BROOK ROAD (B81, L6) IN AND BY THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY, AND APPROPRIATING \$1,550,000 THEREFOR (INCLUSIVE OF \$50,000 FOR SOFT COSTS) AND AUTHORIZING THE ISSUANCE OF \$1,472,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION**

Mayor to close public hearing  
I move to pass Ordinance #2019-1816 on final reading and adopt as published:  
Second:  
Roll call vote:

#### **ORDINANCES (for Introduction)**

I move that Ordinance #2019-1817, **APPROPRIATING THE SUM OF \$45,000 FROM THE SEWER UTILITY CAPITAL FUND FOR PRELIMINARY ENGINEERING EXPENSES AND PUMPING STATION LANDSCAPING**, 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, September 23, 2019.

Second:

Voice Vote:

I move that Ordinance #2019-1818, **CONCERNING PUBLIC SAFETY COMMUNICATIONS TOWERS AND SUPPLEMENTING AND AMENDING THE BOROUGH ADMINISTRATIVE CODE AS SET FORTH IN CHAPTER II OF THE BOROUGH CODE**, 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, September 23, 2019.

Second:

Voice Vote:

**6B. RESOLUTIONS**

- #19-167      AUTHORIZING PAYMENT OF BILLS**
- #19-168      AUTHORIZING CHANGE ORDER #2 TO THE CONTRACT  
FOR THE MINE MOUNT ROAD SECTION 2 AND 3  
IMPROVEMENTS**
- #19-169      AUTHORIZING A REFUND OF SEWER USER FEES DUE TO AN  
OVERPAYMENT**
- #19-170      AUTHORIZING REFUND OF POLICE ESCROW FEES**
- #19-171      RESOLUTION TO CANCEL CERTAIN UNEXPENDED  
BALANCES OF CAPITAL ORDINANCES IN THE SEWER  
UTILITY CAPITAL FUND**
- #19-172      AUTHORIZING THE SALE OF PROPERTY NOT NEEDED FOR  
PUBLIC USE**
- #19-173      AUTHORIZING THE CANCELLATION OF 2019 PROPERTY  
TAXES, BLOCK 17, LOT 28 – 251 CLAREMONT ROAD**
- #19-174      AUTHORIZATION TO PAY BILLS IN JULY AND AUGUST**

- #19-175      AUTHORIZING A CONTRACT WITH ROXANNE FORMISANO  
TO REPRESENT THE BOROUGH IN CONNECTION WITH THE  
PROPOSED ACQUISITION OF PROPERTY LOCATED AT 271  
MINE BROOK ROAD AND KNOWN AS BLOCK 81, LOT 6, FOR  
RECREATION AND OPEN SPACE PURPOSES**
- #19-176      RESOLUTION AUTHORIZING EXECUTION OF CONTRACT  
FOR PURCHASE OF 271 MINE BROOK ROAD FOR OPEN  
SPACE AND RECREATION PURPOSES**
- #19-177      REQUESTING APPROVAL OF ITEMS OF REVENUE  
AND APPROPRIATIONS PER NJSA 40A:4-87**
- #19-178      APPOINTING A MUNICIPAL PROSECUTOR FOR SHARED  
MUNICIPAL COURT IN 2019**

I move to adopt Resolutions #19-167 to #19-178:

Second:

Roll call vote:

- 6C.    Trunk Or Treat
- 6D.    Purchase and Installation of Banners to Honor Bernardsville Veterans
- 6E.    Bernards High School Library Lot Decal Request
- 6F.    Proposed Ordinance Restricting Retail Electronic Smoking Device  
Establishments
- 6G.    Mayor's Update
- 6H.    Correspondence
  - 6H(1). Letter from Somerset County, re: Municipal Youth Services Grant
  - 6H(2). Letter from Jeff Sailliard, Use of Metal Detector at Polo Grounds
- 6I.    Unfinished Business
- 6J.    New Business

**7. CLOSED SESSION**

Council Member \_\_\_\_\_ moves, to adjourn to an executive session to consider:

Collective Bargaining, Contract Negotiations, and Anticipated Litigation

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

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

Second:

Voice Vote:

**8. REOPEN AND ADJOURNMENT**

**BERNARDSVILLE BOROUGH  
ORDINANCE #2019-1807**

**AN ORDINANCE AUTHORIZING INSTALLATION OF A SPEED HUMP ON  
WESLEY AVENUE AND SUPPLEMENTING AND AMENDING CHAPTER VII OF  
THE BOROUGH CODE ENTITLED "TRAFFIC"**

**WHEREAS**, Chief of Police Kevin Valentine and the Council Public Safety Committee have recommended that a speed hump be installed on Wesley Avenue;

**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.** There is hereby created a new Section 7-24 entitled "Speed Humps" which reads as follows:

**"7-24 SPEED HUMPS.**

**7-24.1 Speed Humps Authorized.**

Streets may be approved for the installation of speed humps in accordance with the provisions of *N.J.S.A. 39:4-8.10 ad 39:4-8.11*, if they meet the following statutory criteria:

- a. The streets are totally self-contained within the Borough and have no direct connection with any street in any other municipality.
- b. The street has a traffic volume under 3,000 vehicles per day.
- c. The street has a posted speed limit of 30 miles per hour or less.

**7-24.2 Conformance of Speed Humps to DOT Standards.**

- a. Any speed hump constructed by the Borough shall conform in design and construction to the technical standards established by the Department of Transportation.
- b. The Borough shall provide advance warning, including but not limited to, the erection of appropriate signs giving notice of the presence of speed humps before the first speed hump in a series of speed humps and provide for a pavement marker to be placed at the location of the first speed hump. The signing and

pavement markings for a speed hump shall conform to the current standards prescribed in the Manual of Uniform Traffic Control Devices for Streets and Highways as adopted by the Commissioner of Transportation.

**7-24.3 Authorized Streets.**

In accordance with subsection 7-24.1 above, the following streets are designated for the installation of speed humps:

<b>Name of Street</b>	<b>Location</b>
Wesley Avenue	[at the approximate midpoint of the road in a location that does not impact any of the driveways on the street - formal description to be inserted prior to final adoption]

**Section 2.** The Borough Clerk is directed to send a certified copy of this Ordinance after final adoption to NJDOT.

**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.** This ordinance shall become effective immediately upon final passage and adoption 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: June 24, 2019*




*1st Publication:* June 27, 2019  
*Public Hearing:* July 8, 2019 at 7:00pm, Borough Hall  
*Adoption:* \_\_\_\_\_  
*2nd Publication:* \_\_\_\_\_

C:\Users\asuriano\Downloads\2019-06-18 BV DRAFT 1 ORD - speed hump on Wesley.wpd

**TRAFFIC CALMING STUDY**  
**for**  
**WESLEY AVENUE**

**BOROUGH OF BERNARDSVILLE**  
**SOMERSET COUNTY, NEW JERSEY**

  
**HENRY J. NEY, PE**  
**NJ Professional Engineer**  
**License Number 14513**

**Prepared by:**

**August 26, 2019**

**H NEY ASSOCIATES**  
**241 HUNT ROAD**  
**FREEHOLD N.J.**

## **Traffic Calming Devices**

Traffic calming is an art developed through trial and error which goal is principally to reduce traffic speeds and improve vehicular and pedestrian safety primarily along residential or local streets. Secondary impacts of traffic calming are a reduction in cut thru traffic. Traffic calming devices cause either vertical displacement i.e. Speed Humps; Raised Crosswalks; Platform Intersections or horizontal displacement i.e. Traffic Circles; Chicanes; Median Islands; Chokers.

In considering traffic calming for Wesley Avenue the narrow width eliminates consideration of horizontal displacement items. Both chicanes and medians islands would require right-of- way acquisition which would impact the residents on Wesley Avenue. Therefore vertical displacement methodology's are more appropriate. Of the options available speed humps are the logical option as there are no intersections or pedestrian crossing locations along the section of Wesley Avenue studied. It is my professional opinion that two speed humps would be adequate to reduce speeds

## **Recommendations**

It is recommended two speed humps be installed between Anderson Hill Road and the curve leading to Church Street. The first speed hump should be located in the vicinity of utility pole # NJ144BB, between 7-9 Wesley Avenue, and the second in the vicinity of utility pole # NJ 145 BB at 15 Wesley Avenue. The attached Figure 1 shows the recommended locations. These locations were selected to minimize impact to the residential frontages and driveways while still providing adequate spacing to impact traffic speeds. The final location is subject to a review and concurrence by the Police and Public Works Departments to insure no conflicts with manholes and other utilities.

Because of the Speed Limit of 15MPH I am recommending a 4" high by 10 ' wide speed hump. Which will provide maximum vertical displacement and effect vehicles traveling at 20 MPH or greater. That is not to say vehicles traveling below those speeds will not be impacted but their degree of discomfort will be more tolerable. A SPEED HUMP warning sign (MUTCD #W-17) with a 15 MPH Advisory Speed Plaque(MUTCD#W13-1P) should be installed at each speed hump for a total of 4 sign assemblies. The existing secondary 15 MPH Speed Limit signs should be removed as well as any other conflicting signage. In addition chevron type pavements markings should be placed on each Speed Hump. In constructing the Speed Humps they should not extend fully across the road in order to leave 6"-9" for gutter flow. The Speed Hump construction details and signing and striping details are shown on page 3.



## Scope of Study

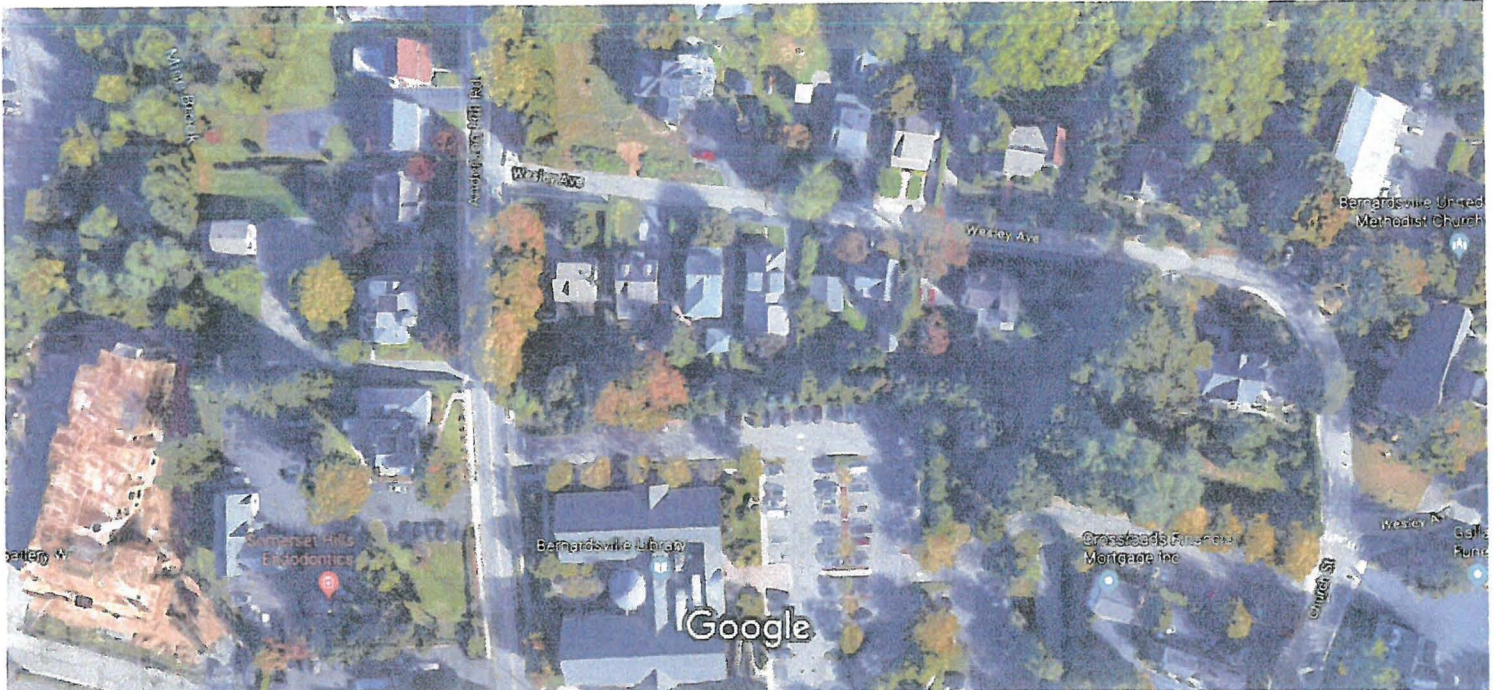
As a result of concerns of speeding, as expressed by residents, along Wesley Avenue a traffic calming investigation was authorized by the Borough. In conducting our study a field investigation was conducted of Wesley Avenue on July 11, 2019 at which time existing traffic control, street width and driveway locations were recorded. Observations were also made of traffic activity. Conversations regarding traffic concerns and traffic calming options were had with members of the Bernardsville Police and Public Works Departments. Traffic speed recordings conducted by the Bernardsville Police Department were reviewed and analyzed and a literature review of traffic calming devices and their effectiveness was conducted.

## Existing Conditions

The section of Wesley Avenue under study begins at Anderson Hill Road and extends northerly to a curve on Wesley Avenue where it meets Church Street. In this area Wesley Avenue is a two lane roadway measuring approximately 18-20 feet in width. For the most part there are no curbs or sidewalk along the street. The Speed Limit is posted at 15 MPH. Parking is not practiced along Wesley Avenue due to its narrow width although there are locations along the street where the edge of pavement has been extended to provide for on street parking.

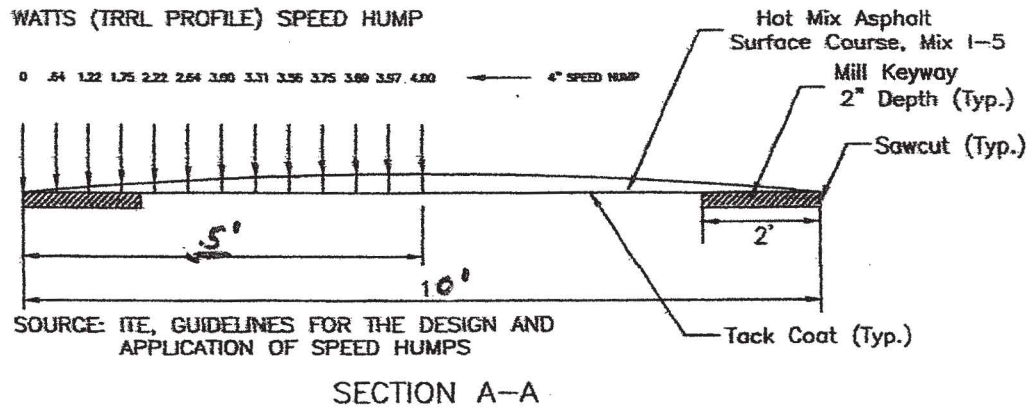
The speed data provided by the Police Department was gathered over a nine day period in January of 2019. The data shows an 85 percentile speed of 26 MPH with 14 percent of the vehicles traveling at 15 MPH or less and 59 percent exceeding 20 MPH. The highest speeds recorded were in the 41-45 MPH range and accounted for less than 0.05 percent.

## Site Location Map

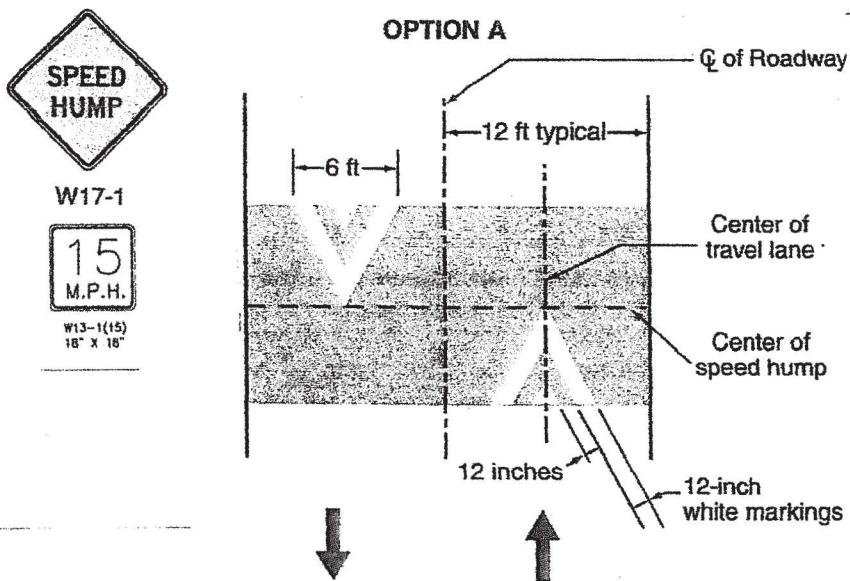


Imagery ©2019 Google, Map data ©2019 100 ft

## CONSTRUCTION DETAILS



**Figure 3B-29. Pavement Markings for Speed Humps without Crosswalks**





Proposed Speed Humps - Bernardsville Borough

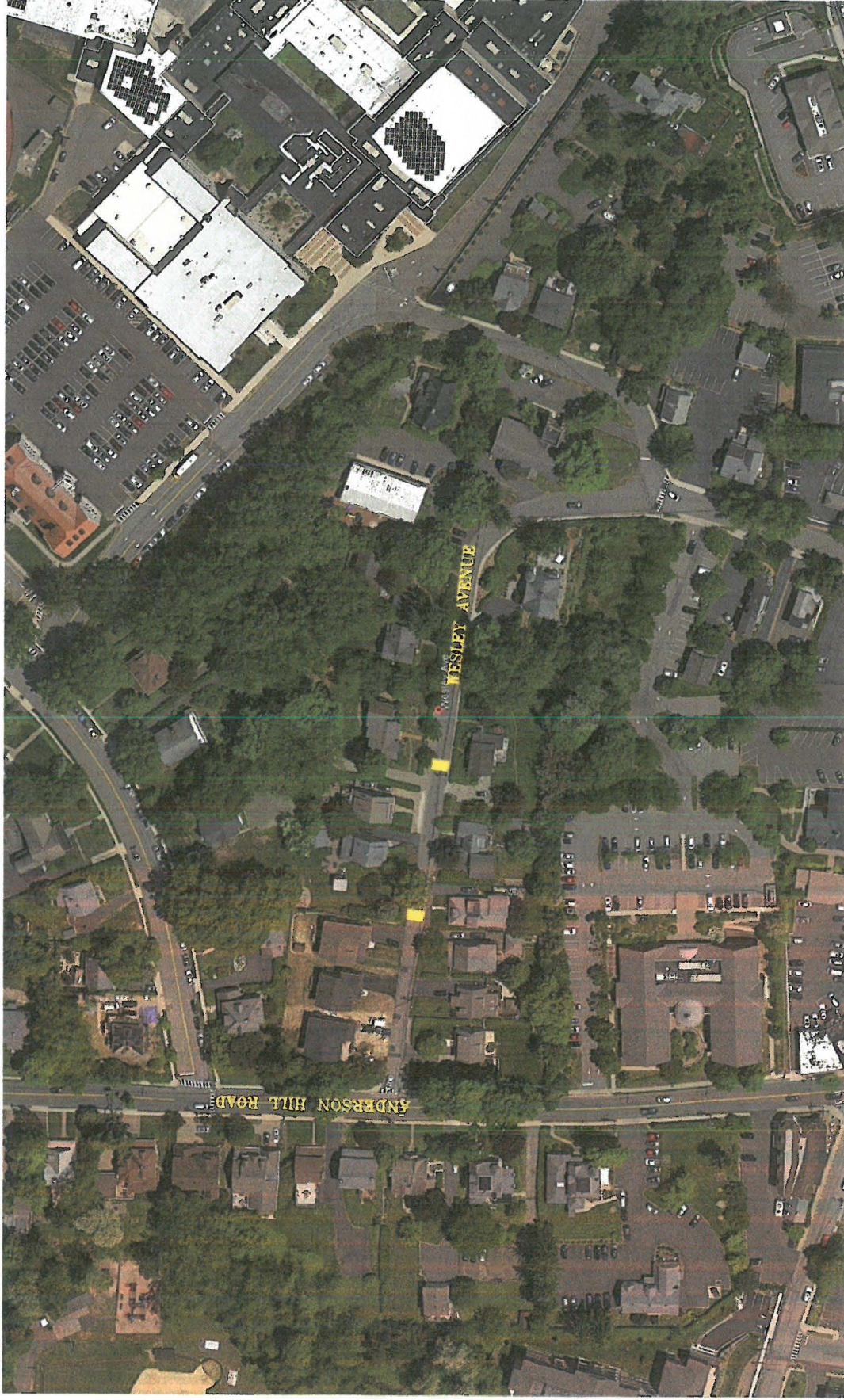


Figure 1  
Speed Hump Location Map

**POSSIBLE AMENDMENTS FOR CONSIDERATION BY MAYOR AND COUNCIL AT  
SEPTEMBER 9, 2019 MEETING (revised 9/9/19)**

**BERNARDSVILLE BOROUGH  
ORDINANCE 2019-1810**

**AN ORDINANCE PROHIBITING MARIJUANA FACILITIES  
AND SUPPLEMENTING AND AMENDING SECTION 12 OF THE BOROUGH LAND  
USE ORDINANCE ENTITLED “ZONING”**

***Moved that:***

1. Ordinance 2019-1810 entitled “An Ordinance Prohibiting Marijuana Facilities and Supplementing and Amending Section 12 of the Borough Land Use Ordinance Entitled ‘Zoning’”, as previously amended on 12, 2019, is hereby further amended as follows:
  - a. Definitions are added to paragraph “c”.
  - b. Exemptions are added to paragraph “c”.
2. The public hearing on the ordinance, as amended, is hereby continued until the September 23 Council meeting.
3. In accordance with N.J.S.A. 40:49-2, the Clerk is directed to publish a notice of the continued public hearing on the ordinance as amended

*[as amended 9/9/19]*

**BERNARDSVILLE BOROUGH  
ORDINANCE 2019-1810**

**AN ORDINANCE PROHIBITING MARIJUANA FACILITIES AND SUPPLEMENTING  
AND AMENDING SECTION 12 OF THE BOROUGH LAND USE ORDINANCE  
ENTITLED “ZONING”**

**WHEREAS**, the “*New Jersey Compassionate Use Medical Marijuana Act*”, N.J.S.A. 24:61-1, *et seq.*, allows the New Jersey State Department of Health to issue permits to operate alternative treatment centers that will be allowed to perform activities necessary to provide registered qualifying patients with useable marijuana and related paraphernalia; and

**WHEREAS**, the governing body has determined that such proposed alternative treatment centers are not compatible with the Borough Land Development Ordinances; and

**WHEREAS**, the existing subsection 12-23.16 entitled “Uses Prohibited in All Zone Districts” needs to be reformatted;

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

**Section 1.** Subsection 12-23.16 entitled “Uses Prohibited in All Zone Districts” is hereby supplemented and amended to read as follows:

**12-23.16      Uses Prohibited in All Zone Districts.**

The following uses are specifically prohibited in all zone districts of the Borough:

- a.      ~~In all districts the~~ The use of any land or property or any buildings or ~~roof top~~rooftop structures, or the construction, development or alteration of any structure, roof, building, for the purpose of accommodating the taking off or the landing of airplanes, helicopters or any and all other types and kinds of airborne vehicles is specifically prohibited whether a principal use or an accessory use. Airborne vehicles landing in an emergency or under emergency circumstances shall not be deemed in violation of this



subsection. The landing or taking off of airborne vehicles related to a special event shall not be deemed to be a violation of this subsection provided a permit has been obtained therefor in accordance with standards established by the Governing Body. A special event shall include any event conducted, sponsored or permitted by any organization or association for recreational, entertainment, charitable, educational or benevolent purposes.

—3      b. — Drive-in, drive-through and car hop restaurants.

c.      Businesses selling, distributing, cultivating, and/or growing either recreational and/or medicinal marijuana.<sup>1</sup> For purposes of this ordinance, the following definitions shall apply:

(i) Cannabis or Marijuana or Marihuana: All parts of any plant of the genus Cannabis, not excepted below, and whether growing or not; the seeds thereof; and resin extracted from any part of the plant; clones of the plant; and every compound, manufacture, salt, derivative, mixture or preparation of the plant, its seeds or resin including tetrahydrocannabinol; provided that cannabis shall not include:

(a) the mature stalks of the plant, fiber produced from the stalks, oil, or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture or preparation of the mature stalks, fiber, oil, or cake made from the seeds of the plant or the sterilized seed of the plant that is incapable of germination;

(b) hemp; or

(c) the weight of any other ingredient combined with cannabis or marijuana to prepare topical or oral administrations, food, drink or other products; or

(d) Cannabidiol, commonly known as CBD, or cannabis oils.

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<sup>1</sup> This paragraph in the ordinance as introduced read: “Businesses selling, distributing, cultivating, growing and/or facilitating the sale and/or use of either recreational and/or medicinal marijuana, including any ancillary or related paraphernalia.”

*(ii) Cannabis or Marijuana Products: Cannabis or marijuana and its products unless otherwise indicated. These include products have been manufactured and contain cannabis or marijuana or an extract from cannabis or marijuana, including concentrated forms of marijuana and products composed of marijuana and other ingredients that are intended for use or consumption, including edible products, beverages, topical products, ointments, oils and tinctures.*

*(iii) Hemp means the plant of the genus Cannabis or any part of the plant, whether growing or not, with a delta-9-tetrahydrocannabinol concentration that does not exceed 0.3% on a dry weight basis of any part of the plant of the genus Cannabis, or per volume or weight of cannabis or marijuana product, or the combined percent of delta-9-tetrahydrocannabinol and tetrahydrocannabinolic acid in any part of the plant of the genus Cannabis regardless of moisture content.*

*The provisions of this section shall not apply to licensed physicians, pharmacists, and accredited hospitals and teaching facilities engaged in the research or study of cannabis or marijuana and shall not apply to any person participating in clinical trials involving the use of cannabis or marijuana.*

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

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

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

COUNCIL OF THE BOROUGH OF  
BERNARDSVILLE IN THE COUNTY  
OF SOMERSET

ATTEST:

\_\_\_\_\_  
Anthony Suriano, Borough Clerk

By: \_\_\_\_\_  
Mary Jane Canose, Mayor

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*1<sup>st</sup> Reading and Introduction:* \_\_\_\_\_

*1<sup>st</sup> 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):* \_\_\_\_\_

*2<sup>nd</sup> Reading and Amendment:* \_\_\_\_\_

*2<sup>nd</sup> Reading and Further Amendments:* \_\_\_\_\_

*Referral of Amended Ordinance to Planning Board:* \_\_\_\_\_

*Publication of the Notice of the Notice of the Continued Public Hearing:* \_\_\_\_\_

*2<sup>nd</sup> Reading and Adoption of Amended Ordinance:* \_\_\_\_\_

*2<sup>nd</sup> Publication:* \_\_\_\_\_

*Filing with County Planning Board:* \_\_\_\_\_

**BERNARDSVILLE BOROUGH  
ORDINANCE #2019-1812**

**AN ORDINANCE APPROPRIATING \$146,000 FROM THE BOROUGH OPEN SPACE  
TRUST FUND FOR VARIOUS IMPROVEMENTS TO EXISTING BOROUGH  
RECREATION AND OPEN SPACE FACILITIES**

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***STATEMENT OF PURPOSE:*** *To appropriate \$146,000 from the Borough Open Space Trust Fund for various improvements to existing Borough open space and recreation facilities.*

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**WHEREAS**, up to 20% of the Borough's Open Space Trust Fund monies may be used for the development of lands acquired for recreation and conservation purposes; and

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

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

**WHEREAS**, the Borough open space and recreation facilities listed below are in need of the described capital improvements described;

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

**Section 1.** \$146,000 dollars is hereby appropriated from the Borough Open Space Trust Fund (development) to be used for the following improvements at the location indicated:

**Location**

**Improvement**

Lights at Veterans Field

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Drainage - Lower Polo	
Left Field (Below Veterans Field)	
Connecting Path at Polo Grounds	
Handicap Access to Fields	
Dog Stations at all parks	
Gazebo Upgrades at Kiwanis	
Storage Upgrades	
Dugouts at Rose Bowl	
TOTAL	\$146,000

**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 #2019-1813**

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***Statement of Purpose:*** *To allow the Borough to clean up properties that violate the property maintenance code and to place a lien on the property for the cost of the clean up.*

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**AN ORDINANCE CONCERNING THE BOROUGH PROPERTY MAINTENANCE  
CODE AND SUPPLEMENTING AND AMENDING CHAPTER XI OF THE BOROUGH  
CODE ENTITLED “PROPERTY MAINTENANCE”**

**WHEREAS,** The Borough Zoning Officer has recommended that the Borough Property Maintenance Code be amended to permit the Borough to abate property maintenance code violations and then place a lien on the subject property for the cost of abatement;

**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” is hereby supplemented and amended as follows:

**Section 1.** Paragraph “c” in subsection 11-1.8 entitled “Administration and Enforcement,” in section 11-1 entitled “Commercial Property Maintenance” is amended in its entirety to read as follows:

“c. A notice in writing shall be given to the owner or occupant to remove or abate any condition in violation of this section within such time as shall be specified therein, but not less than five (5) days from the date of notification. In the event the owner cannot be so notified speedily, such notice shall be left with the tenant or occupant, or person on the premises and such action shall be considered proper notification of the owner, tenant or occupant.

i. The period of time for compliance shall commence on the date of the return receipt obtained by the postal authorities for delivery of such notice or, if undelivered, on the date of the return thereof to the Borough. If notice is hand-delivered, the period of time shall commence upon service of notice.

ii. Every such notice shall, in addition to requiring compliance with this Chapter, warn the owner or tenant that failure to effect such abatement or removal within the time stated in said notice, will result in such removal by the Borough of Bernardsville, and the cost of such abatement or removal will be charged to the owner. In the event that service of notice is made upon the owner, the cost of such abatement or removal shall forthwith become a lien upon the lands and shall be added to and become a part of the taxes next to be assessed and levied upon the same, to bear interest at the same rate and to be collected in the same manner as taxes as hereinafter provided.

iii. In all cases where property maintenance code violations are abated or materials are removed from any lands, under this section by or under the direction of the Borough official to effect such abatement or removal, such officer shall certify the cost thereof to the governing body, who shall examine the certificate and, if found correct, shall cause the cost as shown thereon to be charged against said lands. The amount so charged shall forthwith become a lien upon such lands and shall be added to and become and form a part of the taxes next to be assessed and levied upon such lands, the same to bear interest at the same rates as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes. The above cost of abatement or removal shall be additional to any other penalties which may be imposed under this section.”

**Section 2.** Subparagraph “c” in subsection 11-2.6 entitled “Enforcement” in section 11-2 entitled “Residential Property Maintenance” is hereby supplemented and amended by adding the following new paragraphs numbered 4, 5 and 6:

“4. The period of time for compliance shall commence on the date of the return receipt obtained by the postal authorities for delivery of such notice, or if undelivered, on the date of the return thereof to the Borough. If notice is hand-delivered, the period of time shall commence upon service of notice.

5. Every such notice shall, in addition to requiring compliance with this Chapter, warn the owner or tenant that failure to effect such abatement or removal within the time stated in said notice, will result in such removal by the Borough of Bernardsville, and the cost of such abatement or removal will be charged to the owner. In the event that service of notice is made upon the owner, the cost of such abatement or removal shall forthwith become a lien upon the lands and shall be added to and become a part of the taxes next to be assessed and levied upon the same, to bear interest at the same rate and to be collected in the same manner as taxes as hereinafter provided.

6. In all cases where property maintenance code violations are abated or materials are removed from any lands, under this section by or under the direction of the Borough official to effect such abatement or removal, such officer shall certify the cost thereof to the governing body, who shall examine the certificate and, if found correct, shall cause the cost as shown thereon to be charged against said lands. The amount so charged shall forthwith become a lien upon such lands and shall be added to and become and form a part of the taxes next to be assessed and levied upon such lands, the same to bear interest at the same rates as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes. The above cost of abatement or removal shall be additional to any other penalties which may be imposed under this section.”



**Section 3.** In all other respects, Chapter XI of the Borough Code shall remain unchanged.

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

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

**Section 6.** This ordinance shall become effective immediately upon final passage and publication as required by law.

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 2019-1814**

**APPROPRIATING \$630,000 FROM THE BOROUGH OPEN SPACE TRUST FUND  
FOR THE PURCHASE OF 261 CLAREMONT ROAD**

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***STATEMENT OF PURPOSE:*** *To appropriate \$630,000 from the Borough open space trust fund to purchase 261 Claremont Road which is contiguous to both the Peters Tract and property recently purchased by the Borough located at 251 Claremont Road*

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**WHEREAS**, the Peters Tract, a 30.35-acre parcel located at 277 Claremont Road (block 17, lot 30) which is owned by the Borough and which is on the Borough's Recreation and Open Space Inventory ("ROSI") has been underutilized for recreation and open space purposes because of a lack of adequate parking and access; and

**WHEREAS**, the Borough recently purchased property located at 251 Claremont Road which is contiguous to this property and the Peters Tract; and

**WHEREAS**, the Borough obtained two appraisals of the property; and

**WHEREAS**, the Borough is in the process of negotiating a contract to purchase this property for \$575,000; and

**WHEREAS**, this property will be used for open space and recreation purposes

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

**Section 1.** \$630,000 is hereby appropriated from the Borough Open Space Trust Fund to cover the purchase price of \$575,000, plus soft costs incurred in purchasing the property.

**Section 2.** The Mayor and Clerk are hereby authorized to sign a purchase contract in form acceptable to the Borough Attorney.

**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

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*Introduction:* \_\_\_\_\_  
*1st Publication:* \_\_\_\_\_  
*Public Hearing and Adoption:* \_\_\_\_\_  
*2nd Publication:* \_\_\_\_\_

**BERNARDSVILLE BOROUGH  
ORDINANCE 2019-1815**

**APPROPRIATING \$1,550,000 FROM THE BOROUGH OPEN SPACE TRUST FUND  
FOR THE PURCHASE OF 271 MINE BROOK ROAD**

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***STATEMENT OF PURPOSE:*** *To appropriate \$1,550,000 from the Borough open space trust fund to purchase 271 Mine Brook Road for recreation and open space purposes*

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**WHEREAS**, the Borough Open Space Advisory Committee has recommended the acquisition of property located at 271 Mine Brook Road and known as Block 81, Lot 6 on the Borough tax maps for open space and recreation purposes; and

**WHEREAS**, a bidding war for the property developed and the seller has accepted the Borough's bid of \$1,500,000; and

**WHEREAS**, the Borough is in the process of obtaining two appraisals of the property; and

**WHEREAS**, the governing body has determined that the purchase of 271 Mine Brook Road for open space and recreation purposes as recommended by the Borough Open Space Advisory Committee is in the best interests of the Borough and its residents;

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

**Section 1.** \$1,550,000 is hereby appropriated from the Borough Open Space Trust Fund to purchase the property described in the preamble, to be used for open space and recreation purposes, and to cover soft costs in addition to the purchase price.

**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

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*Introduction:* \_\_\_\_\_  
*1st Publication:* \_\_\_\_\_  
*Public Hearing and Adoption:* \_\_\_\_\_  
*2nd Publication:* \_\_\_\_\_

**ORDINANCE #2019-1816**

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF PROPERTY LOCATED AT 271 MINE BROOK ROAD (B81, L6) IN AND BY THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY, APPROPRIATING \$1,550,000 THEREFOR (INCLUSIVE OF \$50,000 FOR SOFT COSTS) AND AUTHORIZING THE ISSUANCE OF \$1,472,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.**

**BE IT ORDAINED BY THE BOROUGH COUNCIL OF THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Bernardsville, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$1,550,000 (inclusive of \$50,000 for soft costs), said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$77,500 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,550,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$1,472,500 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes

of the Borough in a principal amount not exceeding \$1,472,500 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the acquisition, by purchase, of property and the house thereon, in and by the Borough, for open space purposes, said property consisting of approximately 30.18 acres and identified as Lot 6 in Block 81 on the Official Tax Map of the Borough, and commonly known as 271 Mine Brook Road, all in accordance with the proposed contract therefor on file or to be filed in the office of the Borough Clerk and hereby approved.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$1,472,500.

(c) The estimated cost of said purpose is \$1,550,000 (inclusive of \$50,000 for soft costs), the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$77,500 down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Borough may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The supplemental debt statement required by said Local Bond Law has

been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,472,500, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$50,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when



any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy ad valorem taxes upon all the taxable property within the Borough for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. 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 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

**BOROUGH OF BERNARDSVILLE  
ORDINANCE #2019-1817**

**APPROPRIATING THE SUM OF \$45,000 FROM THE SEWER UTILITY  
CAPITAL FUND FOR PRELIMINARY ENGINEERING EXPENSES  
AND PUMPING STATION LANDSCAPING**

BE IT ORDAINED by the Borough Council of the Borough of Bernardsville, County of Somerset, New Jersey, as follows:

Section 1. The total sum of \$45,000 is hereby appropriated out of the Sewer Utility Capital Fund for the following:

Preliminary Engineering Services on Dayton Crescent - \$26,000

Landscaping Improvements at the Maple Village and Pill Hill Pumping Stations - \$19,000

Section 2. This ordinance shall take effect immediately upon final passage and publication as required by law.

Attest

**BOROUGH OF BERNARDSVILLE  
IN THE COUNTY OF SOMERSET**

\_\_\_\_\_  
Borough Clerk

\_\_\_\_\_  
Mayor

Introduced: September 9, 2019

Published:

Adopted:

Published:

**BERNARDSVILLE BOROUGH  
ORDINANCE #2019-1818**

**CONCERNING PUBLIC SAFETY COMMUNICATIONS TOWERS AND  
SUPPLEMENTING AND AMENDING THE BOROUGH ADMINISTRATIVE CODE AS  
SET FORTH IN CHAPTER II OF THE BOROUGH CODE**

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**STATEMENT OF PURPOSE:** *To exempt public safety communications towers from the requirement that Borough projects obtain site plan approval, subdivision approval and "c" variances from the Planning Board.*

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**WHEREAS**, the Borough Administrative Code provides that, “In addition to referring capital projects to the Borough Planning Board for review as required by the Municipal Land Use law at N.J.S.A. 40:55D-31, the governing body, before constructing any new municipal building or undertaking any significant improvements to any other Borough park or facility, shall file an application with the Planning Board for site plan approval, subdivision approval or "c" variance just as any private applicant would.”; and

**WHEREAS**, the governing body, on the recommendation of the Police Chief and the Fire Chief wishes to exempt public safety communications towers from that requirement;

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

**Section 1.** Subsection 2-4 entitled “Municipal Buildings and Other Capital Projects” is amended to read as follows:

**“2-4 MUNICIPAL BUILDINGS AND OTHER CAPITAL PROJECTS.**

In addition to referring capital projects to the Borough Planning Board for review as required by the Municipal Land Use law at N.J.S.A. 40:55D-31, the governing body, before constructing any new municipal building or undertaking any significant improvements to any other Borough park or facility (except for public safety communications towers), shall file an application with the Planning Board for site plan approval, subdivision approval or "c" variance just as any private applicant would. This section does not require the governing body to obtain "d" variances from the Borough

Zoning Board of Adjustment for any municipal capital project. Moreover, this requirement may be repealed by any subsequent governing body or ordinance, subject only to the then current requirements of the Municipal Land Use Law N.J.S.A. 40:55D-1 et seq. For purposes of this section, public safety communications tower means a wireless communications support structure owned and operated by a public agency and used exclusively for police, fire, emergency medical services, 9-1-1 or other public emergency communications."

**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. This ordinance is not retroactive; it will apply only to incidents which occur after its effective date.

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 19-167

### AUTHORIZING PAYMENT OF BILLS

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

01 State & Federal Grants	\$	1,756.50
04 Escrow	\$	648.75
06 Outside Employment		
10 Current Fund	\$	81,089.29
19 Other Trusts	\$	3,549.92
20 Payroll		
33 Capital Fund	\$	24,301.30
40 Sewer Utility Fund	\$	17,035.66
55 Sewer Capital	\$	11,125.00
70 COAH Trust	\$	722.00
71 Fire Prevention Trust	\$	-
72 Open Space Trust	\$	1,254.00
73 Police Law Enforcement	\$	-
74 Public Defender Trust	\$	-
85 Recreation Trust	\$	2,925.00
<b>TOTAL</b>	<b>\$</b>	<b>144,407.42</b>

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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 September 9, 2019

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

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
2169	5864 - REILLY SWEEPING	PO 102614 Biweekly Downtown Street Sweeping (		505.00	
	01-G18-0110-0361	CLEAN COMMUNITIES (2018) - CHAPTER 159	505.00		
		PO 103299 2019 Street Sweeping		1,024.00	
	01-G18-0110-0361	CLEAN COMMUNITIES (2018) - CHAPTER 159	1,024.00		1,529.00
2170	4213 - SHERRIE CALISH	PO 104113 PROGRAM COORDINATOR SALARY - AUG		227.50	
	01-G19-0110-0364	2020 MUNICIPAL ALLIANCE GRANT (19/20)	227.50		227.50
TOTAL					1,756.50
Total to be paid from Fund 01 STATE & FEDERAL GRANTS		1,756.50			
		<u>1,756.50</u>			

**List of Bills - (0410101001000) CASH - MILLINGTON - ESCROW**

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
2161	6334 - CURRENT FUND - MILLINGTON	PO 104101 TO TRANSFER ESCROW ADMIN FEE/INTERE			648.75
	04-203-5510-0002	ESCROW-DUE CURRENT-INTEREST	494.36		
	04-203-5510-0001	ESCROW-DUE CURRENT-ADM. FEE	154.39		648.75
TOTAL					----- 648.75
Total to be paid from Fund 04 ESCROW			648.75		
			=====		
			648.75		

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

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
48741	6311 - ACTION DATA SERVICES	PO 104111 PAYROLL INVOICE PERIOD END DATE 8/1		463.70	
	10-C00-0110-0205	FINANCE DEPT. - GENERAL EXPENSE	463.70		463.70
48742	1806 - ALLIED OIL LLC (CORP)	PO 103966 GASOLINE - AUGUST 2019 (ESTIMATE)		2,096.25	
	10-C00-0315-0220	GASOLINE - PREMIUM GAS	2,096.25		2,096.25
48743	5263 - ALPHA DOG SOLUTIONS, INC	PO 104110 BOROUGH WEBSITES - OCTOBER 2019		1,420.00	
	10-C00-0100-0210	ADMIN. & EXEC. - COMPUTER EXP.	1,420.00		1,420.00
48744	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
48745	4351 - APRUZZESE,McDERMOTT,MASTRO&MURPHY	PO 104118 JULY 2019 GENERAL LABOR SERVICES -		2,091.00	
	10-C00-0101-0205	HUMAN RESOURCES - GEN. EXPENSE	2,091.00		2,091.00
48746	776 - ATLANTIS SPRINKLER SERVICES, INC.	PO 104108 winterization turn on service		277.67	
	10-C00-0145-0233	BUILD. & GROUNDS - LIBRARY PROPERTY MNT.	277.67		277.67
48747	2873 - BERNARDSVILLE CAR WASH	PO 103921 Car Wash Tickets		594.00	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	594.00		594.00
48748	5668 - BEYER FORD LLC	PO 103134 OPEN PURCHASE ORDER FOR VEHICLE PAR		140.32	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	140.32		140.32
48749	6386 - BURGIS ASSOCIATES, INC	PO 104072 PROFESSIONAL SERVICES RELATING TO O		37.50	
	10-A00-0135-0225	(2018) LEGAL SERVICES - LITIGATION	37.50		37.50
48750	6708 - C & L TOWING	PO 104051 TOWING OF CAR 302		59.50	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	59.50		59.50
48751	4994 - CLIFFSIDE BODY CORPORATION	PO 104098 PARTS		132.05	
	10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	132.05		132.05
48752	4239 - COMCAST	PO 104070 XFINITY TV & INTERNET - ACCT#849905		43.32	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	43.32		43.32
48753	4239 - COMCAST	PO 104071 XFINITY ACCOUNT 8499052890036488 -		5.32	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	5.32		5.32
48754	5806 - D & R PLUMBING AND HEATING LLC	PO 104107 install 2" brass nipple on back flo		250.00	
	10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	250.00		250.00
48755	4827 - D'ONOFRIO & SONS INC	PO 102987 2019 Lawn Maintenance Recreation an		6,825.00	
	10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	3,600.00		
	10-C00-0145-0215	BUILD. & GROUNDS - GROUND MNT.	3,225.00		6,825.00
48756	386 - DELTA DENTAL OF NEW JERSEY, INC	PO 104105 AUG 2019 DENTAL BENEFITS PAYMENT*		2,391.61	
	10-C00-0175-0225	GROUP INSURANCE - DENTAL BNFTS	2,391.61		2,391.61
48757	3070 - DUBLIN MAINTENANCE CONTRACTORS,INC	PO 102415 2019 Cleaning Suite 103 Constructio		500.00	



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

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
	10-C00-0145-0234	BUILD. & GROUNDS - CONSTRUCTION OFFICE	500.00		500.00
48758	3070 - DUBLIN MAINTENANCE CONTRACTORS, INC	PO 102416 2019 Cleaning Library Lower Level C		500.00	
	10-C00-0145-0231	BUILD. & GROUNDS - LIBRARY TENANTS EXP.	500.00		500.00
48759	1307 - FERRIERO ENGINEERING, INC	PO 104073 PROFESSIONAL SERVICES RELATING TO O		68.50	
	10-A00-0135-0225	(2018) LEGAL SERVICES - LITIGATION	68.50		68.50
48760	2487 - FLAGSHIP HEALTH SYSTEMS INC	PO 104104 SEPTEMBER 2019 DENTAL BENEFITS PAYM		90.72	
	10-C00-0175-0225	GROUP INSURANCE - DENTAL BNFTS	90.72		90.72
48761	83 - FOLEY, INCORPORATED	PO 103344 BLANKET PO FOR PARTS & REPAIRS		182.67	
	10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	182.67		182.67
48762	4353 - GALLS, LLC	PO 102324 Misc. Police equipment and supplies		150.00	
	10-A00-0190-0205	(2018) COMMUNICATIONS - GENERAL EXP.	150.00		150.00
48763	5718 - GOOGLE INC	PO 104112 GOOGLE APPS - E-MAIL SERVICE - aug		370.83	
	10-C00-0100-0210	ADMIN. & EXEC. - COMPUTER EXP.	296.66		
	10-C00-0195-0232	POLICE - IT EXPENSES	74.17		370.83
48764	4759 - INSTITUTE FOR FORSENIC PSYCHOLOGY	PO 104054 PRE-EMPLOYMENT CANDIDATE SCREENING-		475.00	
	10-C00-0195-0213	POLICE - MEDICAL EXPENSES	475.00		475.00
48765	124 - JAEGER LUMBER	PO 104043 materials for pool bench repairs		88.07	
	10-C00-0271-0213	SWIM POOL - REPAIRS	88.07		88.07
48766	87 - JCP&L	PO 104093 JCP&L JULY 2019*		1,263.49	
	10-C00-0310-0220	ELECTRICITY - BILLS	1,196.74		
	10-C00-0145-0231	BUILD. & GROUNDS - LIBRARY TENANTS EXP.	51.55		
	10-C00-0225-0202	STREET LIGHTING	15.20		1,263.49
48767	2581 - UCPO POLICE ACADEMY TRAINING ACCT	PO 104084 CYBER CRIME SCENE AND INTERNET INVE		30.00	
	10-C00-0195-0203	POLICE - EDUCATION & TRAINING EXPENSES	30.00		30.00
48768	5653 - MIRACLE CHEMICAL CO	PO 103939 Chemicals for pools		293.13	
	10-C00-0271-0206	SWIM POOL - CHEMICALS/WATER	293.13		293.13
48769	98 - MJ NEILL, INC	PO 104114 DIESEL USAGE - AUG 2019*		419.58	
	10-C00-0315-0230	GASOLINE - DIESEL	419.58		419.58
48770	6270 - NEOPOST USA INC	PO 104115 RENTAL OF POSTAGE METER - SUITE 103		101.85	
	10-C00-0100-0209	ADMIN. & EXEC. - POSTAGE	101.85		101.85
48771	12 - NJ STATE LEAGUE OF MUNICIPALITIES	PO 104091 Ad for Fire Prevention/Zoning Enfor		115.00	
	10-C00-0102-0207	MUNICIPAL CLERK-ADVERTISING	115.00		115.00
48772	590 - NORTHEAST COMMUNICATIONS	PO 104087 SWAPPED OUT RADIO'S FOR CAR 309		90.00	
	10-C00-0195-0219	POLICE - RADIO REPAIR	90.00		90.00

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

## CURRENT FUND

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
48773	6710 - PATCH PLAQUES AND MORE	PO 104053 RECOGNITION PLAQUE-JIM SMITH		177.45	177.45
	10-C00-0195-0204 POLICE - MISCELLANEOUS		177.45		177.45
48774	895 - PIDGEON AND PIDGEON, P.C.	PO 104121 AUG 2019 LEGAL SERVICES*		6,435.50	6,435.50
	10-C00-0135-0215 LEGAL SERVICES - BORO ATTORNEY		6,435.50		6,435.50
48775	5999 - PRAXAIR DISTRIBUTION INC	PO 103334 Co2 tanks 75701554		24.89	24.89
	10-C00-0271-0206 SWIM POOL - CHEMICALS/WATER		24.89		24.89
48776	3841 - R & D LAWN MAINTENANCE	PO 103883 install 17 Ferns and Mulch area to		1,815.00	1,815.00
	10-C00-0145-0233 BUILD. & GROUNDS - LIBRARY PROPERTY MNT.		1,815.00		1,815.00
48777	6108 - R. MOORE & ASSOC. TREE EXPERTS, LLC	PO 104079 Trimming of downtown trees		1,300.00	1,300.00
	10-C00-0145-0215 BUILD. & GROUNDS - GROUND MNT.		1,300.00		1,300.00
48778	1042 - READY REFRESH	PO 102527 2019 Bottled Water Borough Hall and		263.87	263.87
	10-C00-0145-0218 BUILD. & GROUNDS - BOTTLED H2O		247.03		
	10-C00-0145-0234 BUILD. & GROUNDS - CONSTRUCTION OFFICE		16.84		263.87
48779	31 - RECORDER PUBLISHING CO	PO 104095 8/8/19 PUBLICATIONS - ACCT 000142		166.77	166.77
	10-C00-0102-0207 MUNICIPAL CLERK-ADVERTISING		130.05		
	10-C00-0155-0204 BOARD OF ADJ. - MISCELLANEOUS		36.72		
		PO 104123 8/22/19 PUBLICATIONS - ACCT 000142		179.53	179.53
	10-C00-0155-0204 BOARD OF ADJ. - MISCELLANEOUS		17.85		
	10-C00-0102-0207 MUNICIPAL CLERK-ADVERTISING		40.29		
	10-C00-0120-0205 TAX COLLECTOR - GEN. EXPENSE		121.39		
		PO 104124 8/15/19 PUBLICATIONS - ACCT 000142		110.67	110.67
	10-C00-0102-0207 MUNICIPAL CLERK-ADVERTISING		110.67		456.97
48780	3499 - RICHIE'S TIRE SERVICE INC	PO 103345 TIRES & REPAIRS		584.00	584.00
	10-C00-0246-0207 VEHICLE MAINT.-STREETS & ROADS		584.00		584.00
48781	6488 - ROK BROTHERS, INC	PO 103545 RADIO ANTENNAS FOR NEW POLICE VEHIC		365.59	365.59
	10-C00-0195-0205 POLICE - GENERAL EQUIPMENT		365.59		365.59
48782	542 - ED ZIMMERMAN	PO 104068 SCGOA Meeting on September 11, 2019		35.00	35.00
	10-C00-0100-0216 ADMIN. & EXEC. - JEFFREY HAMMOND		35.00		35.00
48783	392 - SOMERSET COUNTY RECYLING PROGRAM	PO 104069 3rd Quarter Curbside Recycling		17,154.11	17,154.11
	10-C00-0240-0215 RECYCLING - COUNTY PICKUP		17,154.11		17,154.11
48784	3325 - SOUTH JERSEY ENERGY	PO 104100 ELECTRIC COMMODITY 7/23-8/21/19*		43.21	43.21
	10-C00-0310-0220 ELECTRICITY - BILLS		43.21		43.21
48785	2249 - STATEWIDE STRIPING CORP.	PO 103721 Stripe Misc. Roads/Parking Lots 201		21,562.80	21,562.80
	10-C00-0220-0218 STREETS & ROADS - ROAD REPAIR		17,278.80		
	10-C00-0220-0222 STREETS & ROADS - ST. MARKING		4,284.00		21,562.80
48786	388 - TREE TECH, INC	PO 104076 Emergency Tree Removal - Mine Mount		1,314.00	1,314.00
	10-C00-0160-0250 SHADE TREE COMM. - EMERGENCIES		1,314.00		1,314.00
48787	5802 - TRUGREEN	PO 102930 Organic Lawn Treatment @ Library		98.00	98.00

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

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
10-C00-0145-0233	BUILD. & GROUNDS - LIBRARY PROPERTY MNT.	PO 102931 2019 Lawn Service Borough Hall	98.00		
10-C00-0145-0215	BUILD. & GROUNDS - GROUND MNT.	PO 102933 2019 Claremont Park Lawn Maintenan	187.00		187.00
10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	PO 102935 2019 Lawn Maintenance Evankow and P	98.00		98.00
10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	PO 102936 2019 Rose Bowl Lawn Maintenance	706.00		706.00
10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	PO 102937 Kiwanis Baseball Fields-Playing Are	98.00		98.00
10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	PO 102938 Organic 2019 Lawn Maint Thomas Pete	189.00		189.00
10-C00-0145-0242	BUILD. & GROUNDS - PLAYGROUND MAINT.		157.00		157.00
					<b>1,533.00</b>
48788	61 - VERIZON	PO 104074 TELEPHONE BILLS JULY 20-AUG 19*		2,063.01	
10-C00-0305-0215	TELEPHONE - PHONE BILLS		2,063.01		<b>2,063.01</b>
48789	3488 - VERIZON	PO 104075 FIOS - ACCT# 554-658-975-0001-21 -		129.99	
10-C00-0305-0215	TELEPHONE - PHONE BILLS		129.99		<b>129.99</b>
48790	61 - VERIZON	PO 104117 FAX LINE - SUITE 103 - ACCOUNT 908		42.74	
10-C00-0305-0215	TELEPHONE - PHONE BILLS		42.74		<b>42.74</b>
48791	1632 - VERIZON WIRELESS (NEWARK)	PO 104126 WIRELESS PHONES 7/26/19-8/25/19*		995.36	
10-C00-0305-0225	TELEPHONE - MOBILE PHONES		995.36		<b>995.36</b>
48792	868 - VIKING TERMITE & PEST CONTROL INC	PO 102617 2019 Annual Pest Control @ Borough		432.37	
10-C00-0145-0216	BUILD. & GROUNDS - BUILD. MNT.		432.37		<b>432.37</b>
48793	5318 - W.B.MASON CO,INC	PO 104088 OFFICE SUPPLIES -S093884037		163.73	
10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLY		66.40		
10-C00-0145-0205	BUILD. & GROUNDS - GENERAL EXP		95.00		
10-C00-0110-0201	FINANCE DEPT - OFFICE SUPPLIES		2.33		<b>163.73</b>
48794	4682 - WINDSTREAM	PO 104109 AUG 2019 PHONE CHARGES*		899.76	
10-C00-0305-0215	TELEPHONE - PHONE BILLS		899.76		<b>899.76</b>
48795	4945 - WURTH USA INC	PO 103341 SUPPLIES		166.81	
10-C00-0220-0224	STREETS & ROADS - SUPPLIES		166.81		<b>166.81</b>
TOTAL					<b>81,025.24</b>
Total to be paid from Fund 10 CURRENT FUND			81,025.24		
			81,025.24		

## **Checks Previously Disbursed**

10574	SPHERE COMMERCE	PARKING METER FEES - AUGUST 2019	64.05	9/03/2019
				-----
				64.05

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

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
<hr/>					
Totals by fund		Previous Checks/Voids	Current Payments		Total
<hr/>					
Fund 10	CURRENT FUND	64.05	81,025.24		<b>81,089.29</b>
<hr/>					
	BILLS LIST TOTALS	64.05	81,025.24		<b>81,089.29</b>
<hr/>					

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

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
101	3221 - PETER RUBINETTI PRIVATE DISPOSAL	PO 104029 pick up of tenant trash and past du		893.30	
	19-285-0500-5006	RR STATION EXPENSES DUE FROM TENANT	893.30		893.30
102	895 - PIDGEON AND PIDGEON,P.C.	PO 104121 AUG 2019 LEGAL SERVICES*		2,584.00	
	19-285-0500-5001	RESERVE FOR RAILROAD STATION	2,584.00		2,584.00
103	61 - VERIZON	PO 104116 908-204-3475 347 38Y - TRAIN STATI		72.62	
	19-285-0500-5001	RESERVE FOR RAILROAD STATION	72.62		72.62
TOTAL					----- 3,549.92
Total to be paid from Fund 19 OTHER TRUSTS			3,549.92		
			<u>3,549.92</u>		

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

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
5458	104 - BERNARDSVILLE PRINT CENTER	PO 104106 engineering copies Library Plans		193.80	
	33-215-2800-1028	18-1760 - FACIL - LIBRARY ROOF - UNFUND	193.80		193.80
5459	6337 - R. MADDALUNA CONSTRUCTION, LLC	PO 103726 Pologrounds Dugout Drainage		10,764.00	
	33-215-2800-1036	18-1760 - ADMIN - VARIOUS CAP- UNFUNDED	10,764.00		10,764.00
5460	6337 - R. MADDALUNA CONSTRUCTION, LLC	PO 104127 Polo Grounds New Dugout Drain and W		1,894.00	
	33-215-2800-1036	18-1760 - ADMIN - VARIOUS CAP- UNFUNDED	1,894.00		1,894.00
5461	196 - SOMERSET COUNTY, TREASURER	PO 104078 Traffic Control - Mt. Harmony Rd Mi		1,438.50	
	33-215-2905-1000	CAP ORD 19-1806 - MOUNT HARMONY ROAD	1,438.50		1,438.50
5462	2249 - STATEWIDE STRIPING CORP.	PO 103721 Stripe Misc. Roads/Parking Lots 201		10,011.00	
	33-215-2905-1000	CAP ORD 19-1806 - MOUNT HARMONY ROAD	10,011.00		10,011.00
TOTAL					24,301.30
Total to be paid from Fund 33 CAPITAL FUND		24,301.30			
		<u>24,301.30</u>			
		24,301.30			

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

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
9020	135 - ALLEN PAPER & SUPPLY CO	PO 104097 C-Fold Towels		129.23	
	40-C00-0101-0207 SEWER - EQUIP. PARTS & SUPPLY		129.23		129.23
9021	386 - DELTA DENTAL OF NEW JERSEY, INC	PO 104105 AUG 2019 DENTAL BENEFITS PAYMENT*		295.31	
	40-C00-0101-0230 SEWER - GROUP INSURANCE		295.31		295.31
9022	6212 - GLENN PLESNARSKI	PO 104083 DEP Licenses		100.00	
	40-C00-0101-0202 SEWER - DUES & SUBSC.		100.00		100.00
9023	2780 - KEN KELEHER	PO 104081 DEP Licences		100.00	
	40-C00-0101-0202 SEWER - DUES & SUBSC.		100.00		100.00
9024	4796 - MTS INTELLIGENCE SURVELANCE SOLUTION	PO 104094 CAMERAS AT SEWER PLANT		3,450.68	
	40-C00-0101-0205 SEWER - GENERAL EXPENSES		3,450.68		3,450.68
9025	4289 - NICK DIGHT	PO 104080 DEP Licenses		100.00	
	40-C00-0101-0202 SEWER - DUES & SUBSC.		100.00		100.00
9026	2322 - PAN METRO SERVICES	PO 104044 3rd Quarter Inspection 8/21/19		600.00	
	40-C00-0101-0205 SEWER - GENERAL EXPENSES		600.00		600.00
9027	872 - PUMPING SERVICE CO.	PO 104096 Remove and Rebuild assembly 1/17/19		963.60	
	40-C00-0101-0207 SEWER - EQUIP. PARTS & SUPPLY		963.60		
		PO 104103 3/16/19 - 8/22/19		11,196.84	
	40-C00-0101-0207 SEWER - EQUIP. PARTS & SUPPLY		11,196.84		12,160.44
9028	4434 - TOM SHADOOD	PO 104082 DEP Licenses		100.00	
	40-C00-0101-0202 SEWER - DUES & SUBSC.		100.00		100.00
TOTAL					17,035.66
Total to be paid from Fund 40 SEWER UTILITY FUND			17,035.66		
			<u>17,035.66</u>		

**List of Bills - (5510101002000) CASH - MILLINGTON - SEWER CAPITAL  
SEWER CAPITAL**

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
19	6693 - EVOQUA WATER TECHNOLOGIES LLC	PO 103828 Spare Parts for New 40X Automatic I		11,125.00	
	55-215-0251-1000	CAP ORD. 18-1770 - FILTERS FOR WWTP	11,125.00		11,125.00
TOTAL					----- 11,125.00
Total to be paid from Fund 55 SEWER CAPITAL		11,125.00			
		=====			
		11,125.00			



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

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
2067	895 - PIDGEON AND PIDGEON, P.C. 70-286-5685-4000	PO 104121 AUG 2019 LEGAL SERVICES* RESERVE FOR COAH		722.00	722.00
TOTAL					722.00
Total to be paid from Fund 70 COAH TRUST			722.00		
			<u>722.00</u>		
			722.00		

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

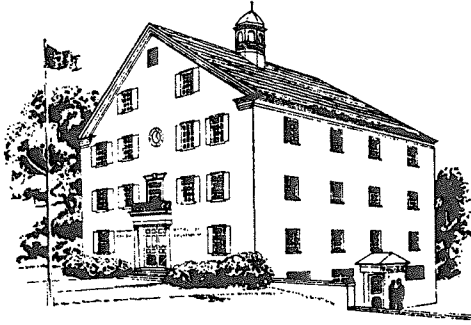
Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
2055	895 - PIDGEON AND PIDGEON, P.C.	PO 104121 AUG 2019 LEGAL SERVICES*		1,254.00	
	72-286-5685-3001	RESERVE FOR OPEN SPACE	1,254.00		1,254.00
TOTAL					----- 1,254.00
Total to be paid from Fund 72 OPEN SPACE TRUST		1,254.00			
		=====			
		1,254.00			

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

Meeting Date: 09/09/2019 For bills from 08/29/2019 to 09/05/2019

Check#	Vendor	Description	Account	PO Payment	Check Total
123	6712 - JON SIMONEAU	PO 103978 Summer Football Camp		1,462.50	
	85-286-5685-3006	RECREATION TRUST - MOUNTAINEER FOOTBALL	1,462.50		1,462.50
124	6711 - RYAN MCCULLOUGH	PO 104047 Bernards Mountain Foot Ball camp in		1,462.50	
	85-286-5685-3006	RECREATION TRUST - MOUNTAINEER FOOTBALL	1,462.50		1,462.50
TOTAL					----- 2,925.00
Total to be paid from Fund 85 RECREATION TRUST		2,925.00			
		<u>2,925.00</u>			
		2,925.00			



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

Administration (908) 766-3000 Fax (908) 766-2401  
Engineering (908) 766-3850 Fax (908) 766-2788

## **RESOLUTION #19-168**

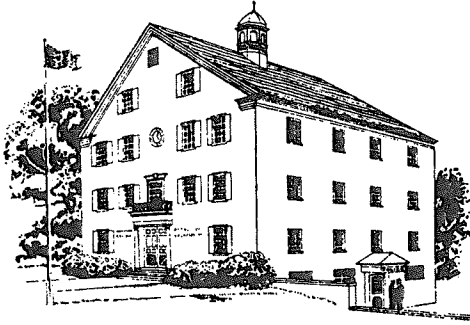
### **AUTHORIZING CHANGE ORDER #2 TO THE CONTRACT FOR THE MINE MOUNT ROAD SECTION 2 AND 3 IMPROVEMENTS**

**WHEREAS**, the Public Works Manager recommends Change Order #2 to the contract for the Mine Mount Road Section 2 and 3 improvements, as discussed in a memo dated August 19, 2019; and

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council to approve Change Order #2 to the contract for the Mine Mount Road Section 2 and 3 improvements project in the amount of (-)\$44,663.00.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on September 9, 2019.

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## ***Borough of Bernardsville***

***166 Mine Brook Road  
Bernardsville, NJ 07924  
Somerset County***

*Administration (908) 766-3000 Fax (908) 766-2401  
Engineering (908) 766-3850 Fax (908) 766-2788*

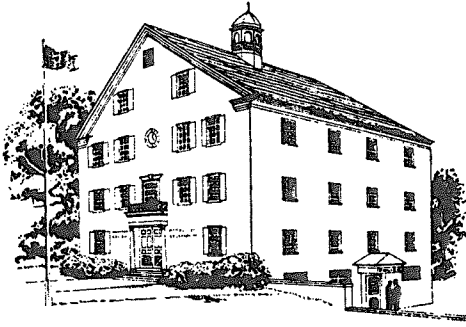
### **RESOLUTION #19 - 169**

#### **AUTHORIZING A REFUND OF SEWER USER FEES DUE TO AN OVERPAYMENT**

**BE IT RESOLVED** by the Borough Council of the Borough of Bernardsville to authorize a refund of sewer user fees as indicated in a memo from the Public Works Manager dated August 20, 2019 as follows:

<b><u>Block &amp; Lot</u></b>	<b><u>Name and Address</u></b>	<b><u>Amount</u></b>
B 106, L 15	Mary and Joann Fantina 33 Bernards Avenue	\$1,951

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 September 9, 2019.



## ***Borough of Bernardsville***

***166 Mine Brook Road  
Bernardsville, NJ 07924  
Somerset County***

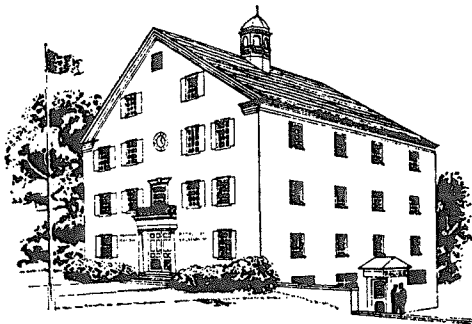
***Administration (908) 766-3000    Fax (908) 766-2401  
Engineering (908) 766-3850    Fax (908) 766-2788***

### **RESOLUTION #19-170**

#### **AUTHORIZING REFUND OF POLICE ESCROW FEES**

**BE IT RESOLVED**, by the Borough Council to authorize a refund of escrow fees in the amount of \$700 to Summit Nutritionals International, Inc., 29 Rockaway Road, Lebanon, NJ, 08833 as requested in an email dated August 20, 2019 from Judy Padovani.

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 September 9, 2019.



**Borough of Bernardsville**  
166 Mine Brook Road  
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Somerset County

Administration (908) 766-3000 Fax (908) 766-2401  
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**RESOLUTION #19-171**  
**RESOLUTION TO CANCEL CERTAIN UNEXPENDED BALANCES OF**  
**CAPITAL ORDINANCES IN THE SEWER UTILITY CAPITAL FUND**

**WHEREAS**, after reviewing the unexpended balances in the Sewer Utility Capital Fund; and

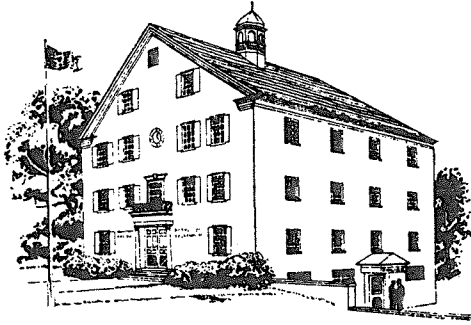
**WHEREAS**, it has been determined that the unexpended balances in these projects and/or ordinances are no longer needed for the original purpose intended;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Bernardsville that the following ordinances be cancelled to the following accounts as follows:

ORDINANCE #	TITLE	AMOUNT	CANCELLED TO:
2018-1770	Appropriated funds of \$710,000 for the replacement of filters at the wastewater treatment plant	\$282,950.74	Sewer Utility Capital Improvement Fund

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 September 9, 2019.

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

Administration (908) 766-3000 Fax (908) 766-2401  
Engineering (908) 766-3850 Fax (908) 766-2788

**RESOLUTION #19 - 172**

**AUTHORIZING THE SALE OF PROPERTY  
NOT NEEDED FOR PUBLIC USE**

**BE IT RESOLVED** by the Borough Council of the Borough of Bernardsville, pursuant to 40A:11-36, to authorize the sale of property not needed for public use, as follows:

- (1) 2000 Chevrolet Malibu, Vin #1G1NE52J3Y6182658, mileage unknown  
Minimum Bid - \$400

The items described herein shall be sold "as is", sale will be final and full payment is expected at the time of sale by cash, certified check or money order. Successful purchasers shall be responsible for removing the items at the time of sale. The Borough of Bernardsville reserves the right to reject any and all offers if it is determined to be in the public interest.

The Borough Clerk is directed to publish notice of auction, in one or all official newspapers of the municipality, at least ten (10) days prior, in accordance with law.

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 September 9, 2019.



**BOROUGH OF BERNARDSVILLE**  
**RESOLUTION 19-173**  
**AUTHORIZING THE CANCELLATION OF 2019 PROPERTY TAXES**  
**BLOCK 17, LOT 28 – 251 CLAREMONT ROAD**

WHEREAS, on April 24, 2019 the Borough of Bernardsville purchased Block 17, Lot 28, also known as 251 Claremont Road for Open Space purposes, and;

WHEREAS, this property was taxable for the tax year 2019 as of the close of the Tax Assessor's books on October 1, 2018, and;

WHEREAS, the property is now owned by the Borough of Bernardsville and therefore tax exempt from the purchase date of April 24, 2019 to the end of the tax year, and;

WHEREAS, the tax collector has calculated the prorated exemption amount to be \$12,731.47, making the prior owner responsible for a total of \$5,824.52 for the 2019 tax year and;

WHEREAS, two (2) homestead credits have been granted to this property by the State of New Jersey and have been applied to the 2019 property taxes for \$500 each, and;

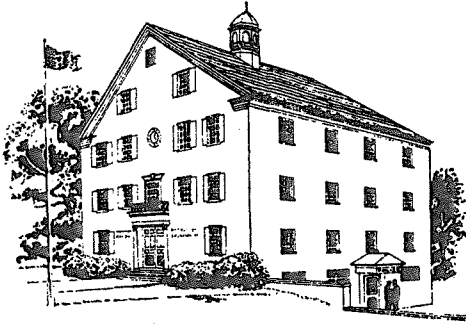
WHEREAS, the prior owner either individually or through the Title Company responsible for the closing of the sale, has paid a total of \$8,505.07 which includes one of the homestead credits,

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Bernardsville, County of Somerset that:

1. The tax collector is authorized to cancel \$12,731.47 on Block 17, Lot 28 as tax exempt.
2. A refund be issued to the Title Lines, 15 Mendham Road, Gladstone, NJ 07934 for the benefit of Walter & Susan Makoc, in the amount of \$3,180.55, the overpayment made by the owner plus \$500 for the second homestead credit.

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 September 9, 2019.

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

*Administration (908) 766-3000 Fax (908) 766-2401*  
*Engineering (908) 766-3850 Fax (908) 766-2788*

**RESOLUTION #19-174**

**AUTHORIZATION TO PAY BILLS IN JULY AND AUGUST**

**BE IT RESOLVED**, that the Borough Council of the Borough of Bernardsville authorizes the Borough Administrator to pay bills during July and August of each calendar year with advice and consent of the Finance Committee;

**FURTHER RESOLVED**, these bills are to be approved at the next regularly scheduled Borough Council meeting.

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 September 9, 2019.

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Anthony Suriano  
Borough Clerk

**BOROUGH OF BERNARDSVILLE  
RESOLUTION #19-175**

**AUTHORIZING A CONTRACT WITH ROXANNE FORMISANO TO REPRESENT  
THE BOROUGH IN CONNECTION WITH THE PROPOSED ACQUISITION OF  
PROPERTY LOCATED AT 271 MINE BROOK ROAD AND KNOWN AS BLOCK 81,  
LOT 6, FOR RECREATION AND OPEN SPACE PURPOSES**

**WHEREAS**, the Borough of Bernardsville is interested in acquiring property located at 271 Mine Brook Road, and known as block 81, lot 6 on the Borough tax maps for recreation and open space purposes; and

**WHEREAS**, the Borough requires the services of a professional real estate agent to assist in its negotiations with the property owner; and

**WHEREAS**, Roxanne Formisano, a sales associate at the Basking Ridge office of Keller Williams, has assisted the Borough in this matter;

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the Borough of Bernardsville, in the County of Somerset, State of New Jersey, that an Agreement with Roxanne Formisano to represent the Borough as buyer's (or dual) agent and to assist the Borough in the acquisition of the property described in the preamble is hereby authorized subject to the following terms and conditions:

1. Any and all commissions resulting from the acquisition of this property shall be paid by the seller and not the Borough.
2. Neither Roxanne Formisano nor Keller Williams shall be entitled to any compensation whatsoever from the Borough in connection with this transaction.

**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, September 9, 2019.

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Anthony Suriano, Clerk

**BOROUGH OF BERNARDSVILLE  
RESOLUTION #19-176**

**RESOLUTION AUTHORIZING EXECUTION OF CONTRACT FOR PURCHASE OF  
271 MINE BROOK ROAD FOR OPEN SPACE AND RECREATION PURPOSES**

**WHEREAS**, the Borough Open Space Advisory Committee has recommended the acquisition of property located at 271 Mine Brook Road and known as Block 81, Lot 6 on the Borough tax maps for open space and recreation purposes; and

**WHEREAS**, a bidding war for the property developed and the seller has accepted the Borough's bid of \$1,500,000; and

**WHEREAS**, the Borough is in the process of obtaining two appraisals of the property; and

**WHEREAS**, the governing body has determined that the purchase of 271 Mine Brook Road for open space and recreation purposes as recommended by the Borough Open Space Advisory Committee is in the best interests of the Borough and its residents;

**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 Mayor and Borough Clerk are hereby authorized and directed to sign a contract to purchase 271 Mine Brook Road for open space and recreation purposes.
2. The form of the contract is subject to the approval of the Borough Attorney.
3. The effectiveness of this resolution is contingent upon the adoption of an ordinance appropriating \$1,550,000 from the Borough Open Space Trust Fund to cover the purchase price for 271 Mine Brook Road and soft costs incurred in connection with the purchase of that property.

**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, September 9, 2019.

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Anthony Suriano, Clerk

RESOLUTION #19-177  
BOROUGH OF BERNARDSVILLE  
REQUESTING APPROVAL OF ITEMS OF REVENUE  
AND APPROPRIATIONS PER NJSA 40A:4-87

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

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

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Bernardsville in the County of Somerset, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$10,000.00, which is now available from the 2018 EMPG Emergency Management Agency Assistance (EMAA) Grant in the amount of \$10,000.00.

BE IT FURTHER RESOLVED, that the like sum of \$10,000.00 is hereby appropriated under the caption 2018 EMMA Grant; and

BE IT FURTHER RESOLVED that the above amount is the result of Federal funds received from the New Jersey State Police Office of Emergency Management in the amount of \$10,000.

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 September 9, 2019.

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Anthony Suriano  
Borough Clerk

**BOROUGH OF BERNARDSVILLE  
RESOLUTION #19-178**

**APPOINTING A MUNICIPAL PROSECUTOR  
FOR SHARED MUNICIPAL COURT IN 2019**

**WHEREAS**, there is a need for the appointment of a Municipal Prosecutor for the Bedminster Township, Borough of Peapack and Gladstone and Borough of Bernardsville Shared Municipal Court due to the resignation of the current Municipal Prosecutor, Miles Winder, III, as of October 1, 2019 since Prosecutor Winder is moving out of state; and

**WHEREAS**, the Shared Municipal Court Services Advisory Committee recommends the following appointment to the position of Municipal Prosecutor to the Shared Court for the period of October 1, 2019 – December 31, 2020.

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

<u><b>NAME</b></u>	<u><b>POSITION</b></u>
James M. Porfido, Esq. 31 Washington Avenue Morristown, NJ 07960	Municipal Prosecutor Annual Compensation: \$30,000.00 Special Session: \$ 125.00/hour

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

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 September 9, 2019.

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Anthony Suriano  
Borough Clerk