

BOROUGH OF BERNARDSVILLE
Mayor & Borough Council Meeting Agenda
August 10, 2020 – 7:00 p.m.

1. CALL MEETING TO ORDER

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

2. STATEMENT OF PRESIDING OFFICER

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

3. PLEDGE OF ALLEGIANCE

4. PRESENTATIONS

None

5. APPROVAL OF MINUTES

July 13, 2020
July 20, 2020

Motion:
Second:
Voice Vote:

6. OPEN SESSION

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

7. **ORDINANCES** (Public Hearing)

Mayor to open public hearing on Ordinance #2020-1845, **AN ORDINANCE AMENDING THE BOROUGH PROPERTY MAINTENANCE CODES IN THEIR ENTIRETY AND SUPPLEMENTING AND AMENDING CHAPTER 11 OF THE BOROUGH CODE ENTITLED “PROPERTY MAINTENANCE”**

Mayor to close public hearing

I move to pass Ordinance #2020-1845 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open public hearing on Ordinance #2020-1846, **AN ORDINANCE CONCERNING PARKING IN THE LIBRARY PARKING LOT AND AMENDING CHAPTER VIII OF THE BOROUGH CODE ENTITLED “PARKING LOTS AND OFF-STREET TRAFFIC REGULATIONS”**

Mayor to close public hearing

I move to pass Ordinance #2020-1846 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open public hearing on Ordinance #2020-1847, **AN ORDINANCE CONCERNING TREE REMOVAL PERMITS AND AMENDING CHAPTER XIII OF THE BOROUGH CODE ENTITLED “TREE PROTECTION”**

Mayor to close public hearing

I move to pass Ordinance #2020-1847 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open public hearing on Ordinance #2020-1848, **AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 210 NORTH FINLEY AVENUE, BLOCK 175, LOT 25, BERNARDSVILLE, NEW JERSEY NOW OWNED BY ALTOMARE REALTY INC**

Mayor to close public hearing

I move to pass Ordinance #2020-1848 on final reading and adopt as published:

Second:

Roll call vote:

ORDINANCES (Introduction)

I move that Ordinance #2020-1849, **AN ORDINANCE APPROPRIATING \$11,000 FROM THE BOROUGH OPEN SPACE TRUST FUND FOR REIMBURSEMENT TO THE SOMERSET HILLS LITTLE LEAGUE FOR RENOVATIONS TO THE KIWANIS LITTLE LEAGUE FIELD**, 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 14, 2020.

Second:

Voice Vote:

I move that Ordinance #2020-1850, **ORDINANCE OF THE BOROUGH OF BERNARDSVILLE, N.J. AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF THE REAL PROPERTY LOCATED AT 63 BERNARDS AVENUE, BLOCK 102, LOT 12, BERNARDSVILLE, NEW JERSEY NOW OWNED BY THE ESTATE OF MICHAEL MENNELLA**, 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 14, 2020.

Second:

Voice Vote:

I move that Ordinance #2020-1851, **AN ORDINANCE ESTABLISHING AN EXPIRATION DATE FOR CONSTRUCTION RECORDS CLEARANCE**

CERTIFICATES AND SUPPLEMENTING AND AMENDING CHAPTER XII OF THE BOROUGH CODE ENTITLED "BUILDING AND HOUSING", 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 14, 2020.

Second:

Voice Vote:

I move that Ordinance #2020-1852, **SUPPLEMENTING AND AMENDING ARTICLE 12 OF THE BOROUGH LAND USE ORDINANCE ENTITLED “ZONING” TO AMEND SECTION 12-23.15, SIGNAGE**, 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 14, 2020.

Second:

Voice Vote:

8. RESOLUTIONS

#20-194A AUTHORIZING PAYMENT OF BILLS (as of July 30th)

#20-194B AUTHORIZING PAYMENT OF BILLS (after July 30th)

#20-195 ACCEPTING MONTHLY REPORTS

#20-196 AUTHORIZING SUBMISSION OF A STRATEGIC PLAN FOR THE SOMERSET HILLS MUNICIPAL ALLIANCE/SHMAYSC GRANT FOR FISCAL YEAR 2020-2021

#20-197 REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATIONS PER NJSA 40A:4-87 NJ DEPARTMENT OF LAW AND PUBLIC SAFETY 2019 BODY ARMOR REPLACEMENT FUND GRANT

#20-198 REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATIONS PER NJSA 40A:4-87 PSE&G FOUNDATION 2020 SUSTAINABLE JERSEY GRANT

#20-199 REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATIONS PER NJSA 40A:4-87

- #20-200 AUTHORIZING A REFUND FOR A DUPLICATE PAYMENT FOR A SEPTIC ALTERATION**
- #20-201 AMENDING RESOLUTION #20-5 TO INCLUDE AMOUNTS NOT TO EXCEED AMOUNTS TO PROFESSIONAL SERVICE CONTRACTS**
- #20-202 AUTHORIZING THE CANCELLATION OF 2020 PROPERTY TAXES BLOCK 81, LOT 6 – 271 MINE BROOK ROAD**
- #20-203 SUPPORTING SENATOR ANTHONY M. BUCCO’S BILL SJR-85 WHICH DESIGNATES AUGUST 31ST OF EACH YEAR AS OVERDOSE AWARENESS DAY IN NEW JERSEY**
- #20-204 REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATIONS PER NJSA 40A:4-87 SOMERSET COUNTY DEPARTMENT OF HUMAN SERVICES MUNICIPAL ALLIANCE GRANT – FY2020 – 5TH QTR**
- #20-205 AUTHORIZING PROFESSIONAL SERVICES CONTRACT WITH MIDATLANTIC ENGINEERING PARTNERS**
- #20-206 GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT (2019)**
- #20-207 RESOLUTION CONDEMNING RACISM AND DISCRIMINATION AND RECOMMENDATIONS FOR ACTION**

I move that Resolutions #20-194A to #20-207 be adopted

Second:

Roll call vote:

9. REPORTS

- 9A. Municipal Attorney
- 9B. Council Public Safety Committee
- 9C. Council Finance Committee
- 9D. Council Personnel Committee

- 9E. Council Engineering, Technology & Public Works Committee
- 9F. Land Use Committee
- 9G. Other committee/commission reports
 - 9G1. Housing/Zoning report from Zoning Officer & Zoning Enf. Officer
 - 9G2. Council Liaison Reports

10. **ITEMS OF BUSINESS**

- 10A. Bernardsville Business Association Request to Hold the Annual Christmas Tree Lighting
- 10B. Renewal of Membership in the Suburban Municipal Joint Insurance Fund (JIF)
- 10C. Vendor Signs on Football Field Fence
- 10D. Request to Remove Sewer Fee Interest for 37 Mine Avenue and 14 Bernards Avenue
- 10E. Quiet Zone for Transit Crossings
- 10F. Peters' Tract Path
- 10G. RFP for Restaurant at the Train Station
- 10H. Timeline for Quimby Lane Redevelopment Plan
- 10I. Mayor's Update
- 10J. Correspondence
- 10K. Unfinished Business
- 10L. New Business

11. **OPEN SESSION**

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

12. **CLOSED SESSION**

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

Collective Bargaining

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

Seconded:

Vote:

13. **REOPEN AND ADJOURNMENT**

081020ag

**BERNARDSVILLE BOROUGH
ORDINANCE 2020-#1845**

**AN ORDINANCE AMENDING THE BOROUGH PROPERTY MAINTENANCE CODES
IN THEIR ENTIRETY AND SUPPLEMENTING AND AMENDING CHAPTER 11
OF THE BOROUGH CODE ENTITLED “PROPERTY MAINTENANCE CODE”**

STATEMENT OF PURPOSE: *To update and streamline the various Borough property maintenance codes by adopting a new consolidated code.*

WHEREAS, the current Borough commercial and residential property maintenance codes were adopted in 1994 and 1995 and need to be updated and streamlined: and

WHEREAS, the Housing, Property Maintenance and Zoning Compliance Advisory Committee has prepared a new consolidated ordinance, which is more consistent, more comprehensive and easier to understand than the current codes:

NOW, THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Chapter 11 of the Borough Code entitled “Property Maintenance Code” is supplemented and amended as follows:

Section 1. Chapter 11 of the Borough Code entitled “Property Maintenance Code” is amended in its entirety and the new amended Chapter 11 is attached hereto and incorporated herein by reference.

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

Chapter 11 Property Maintenance

11-1.1. Definitions.

The following words, wherever used in this chapter, shall have the meanings set forth:

OPERATOR — Any person who has charge, care or control of a building or premises or a part thereof, whether with or without the consent and knowledge of the owner.

OWNER — Any person who, alone or jointly or severally with others, shall have legal or equitable title to any premises, with or without accompanying actual possession thereof; or shall have charge, care or control of any property, as owner or agent of the owner, or as fiduciary, including but not limited to: executor, executrix, administrator, administratrix, trustee, receiver or guardian of the estate or as a mortgagee entitled to possession or in possession regardless of how such possession was obtained. Any person who is a lessee subletting or reassigning any part or all of any dwelling or dwelling unit shall be deemed to be a co-owner with the lessor and shall have joint responsibility over the portion of the premises sublet or assigned by said lessee.

PERSON — Any actual living person, or any corporation, partnership or other legal entity.

REFUSE – Shall mean putrescible and non-putrescible solid waste, including, but not limited to: garbage, rubbish, ashes, street cleanings, dead animals, abandoned automobiles and industrial waste.

RUBBISH- Shall mean non-putrescible solid waste consisting of both combustible and non-combustible waste such as paper, wrappings, cigarettes, cardboard, cans, yard clippings, leaves, wood, glass, bedding, crockery and similar materials.

RUBBLE – shall mean all debris from the construction, demolition, or alteration of building, earth, rocks, or incinerator ashes, brick, mortar, concrete, and similar solid material.

11-1.2. Title; purpose.

- A. This chapter shall be known as the ‘Property Maintenance Code of the Borough of Bernardsville.’

B. The purpose of this chapter is to:

- (1) Provide for the public health, safety and welfare.
- (2) Avoid, prevent and eliminate the maintenance or creation of hazards to the public health or safety.
- (3) Avoid, prevent and eliminate conditions which, if permitted to exist or continue, will depreciate or tend to depreciate the value of adjacent or surrounding properties.
- (4) Prevent the creation, continuation, extension or aggravation of blight.
- (5) Preserve property values in the Borough.
- (6) Maintain the value and economic health of the commercial property and businesses that serve and help to support the Borough and its citizens.

11-1.3. Compliance required.

A. The owner of every building, structure, or lot and the premises on which it is situated within the Borough shall comply with the provisions of this chapter, whether or not any such building or structure shall have been constructed, altered or repaired before or after the enactment hereof and irrespective of any permits or licenses which may have been issued for the use or occupancy of such building or for the installation or repair of equipment or facilities prior to the effective date hereof.

11-1.4. Maintenance of property.

All property in the Borough of Bernardsville shall meet the following standards:

- A. Sanitation. All exterior property areas and premises shall be maintained in a clean, safe and sanitary condition, free from any accumulation of rubbish or garbage.
- B. Containers. The operator of every establishment producing garbage, vegetable wastes or other putrescible materials shall provide, and at all times cause to be used, leakproof containers, provided with close-fitting covers, for the storage of such materials until removed from the premises for disposal.
- C. Litter and maintenance of solid waste disposal facilities for nonresidential sites. All industrial and commercial sites shall be kept free from noticeable accumulation of paper and solid waste

debris. Common refuse storage areas shall be kept in a clean and repaired state in full conformance with the site plan provisions for such facilities.

- D. Litter and maintenance of solid waste disposal facilities for residential sites. All residential sites shall be kept free from noticeable accumulation of paper and solid waste debris. Refuse storage areas shall be kept in a clean and repaired state in full conformance with the Health and Sanitation Code of the Borough.
- E. Insect and rat control. An owner of a structure or property shall be responsible for the extermination of insects, rats, vermin or other pests in all exterior and interior areas of the premises. Whenever infestation exists in the shared or public parts of the premises, extermination shall be the responsibility of the owner.
- F. Site improvements. All sidewalks, steps, driveways, parking spaces and similar paved areas for public use shall be kept in a proper state of repair including those on public right of way adjacent to the site.
- I. Site vegetation.
 - (1) All brush, shrubs, grass and trees shall be maintained so as not to obstruct public access to sidewalks and roadways and so as not to obstruct the necessary line of sight from any roadway. Brush, shrubs, grass and trees shall be kept trimmed so that they do not cross the line of the sidewalk from the ground to a height of seven feet. Poison ivy, poison sumac and similar noxious vegetation shall be removed from the vicinity of any public sidewalk or roadway.
 - (2) Weeds. All premises and exterior property shall be maintained free from weeds or plant growth in excess of four (4") inches from the front of the structure to the edge of the street/curb and all side yards.¹ Weeds shall include all grasses, annual plants and vegetation, other than trees and shrubs, but shall not include maintained cultivated flowers and gardens.
 - (3) Trees and shrubs. On-site dead and dying trees, limbs, and leaves, or other natural growth which, by reason of rotting or deteriorating conditions or storm damage, constitute a hazard to persons on adjacent properties or the adjoining public rights-of-way shall be kept pruned, trimmed, or removed to prevent such conditions. The properties on which such natural growth is located shall be kept clean so as not to constitute a hazard to persons in the vicinity thereof.
- J. Exhaust vents. A person shall not construct, maintain or operate pipes, ducts, conductors, fans or blowers discharging gases, steam, vapor, hot air, grease, smoke, odors of other gaseous or

particulate wastes so as to discharge directly upon abutting or adjacent public and private property or that of another tenant.

- K. Swimming pools. All on-site swimming pools shall be maintained and secured. When the property is vacant, water in the swimming pool must be treated or removed to prevent the pool from becoming a breeding site for mosquitos.
- L. Prohibited conditions. The exterior of all premises shall be kept free of the following matter, materials or conditions:
 - (1) Abandoned, uncovered or structurally unsound walls, shafts, towers, exterior cellar openings, basement hatchways, foundations or excavations.
 - (2) Abandoned iceboxes/freezers, refrigerators, heaters, television sets and other similar major appliances.
 - (3) Hidden or uncovered ground or surface hazards, such as holes, sudden depressions, sharp or jagged projections or obstructions.
 - (4) Buried rubble, refuse or rubbish.
 - (5) Vehicles or parts thereof, including boats and trailers, motorized or not, licensed or unlicensed, registered or unregistered, which vehicles or parts thereof are or have been junked, abandoned, dismantled or are in a state of disrepair.
 - (6) Dangerously loose and overhanging objects, including, but not limited to, dead trees or tree limbs, accumulations of snow, ice or any object, natural or man-made, which could threaten the health and safety of persons if caused to fall or other similar dangerously loose and overhanging objects, which, by reason of their location above ground level, constitute an actual hazard to persons or vehicles in the vicinity thereof.
 - (7) Structurally unsound, loose, dangerous, crumbling, missing, broken, rotten or unsafe exterior portions of buildings or structures, including but not limited to porches, landings, balconies, stairways, handrails, steps, walls, overhangs, roofs, fences, supporting members, timbers, abutments, fire escapes, signs or loose, crumbling or falling bricks, stones, mortar or plaster.
 - (8) Exterior surfaces or parts of buildings or structures containing sharp, rough or projecting surfaces or objects which might cause injury to persons coming in contact therewith.
 - (9) Peeling paint, broken glass or windows or rotted, missing or substantially destroyed window frames and sashes, door frames, exterior doors or other major exterior component parts of

buildings or structures.

11-1.5. Maintenance of exterior of structures.

- A. General. The exterior of a structure shall be maintained structurally sound and sanitary so as not to pose a threat to the health and safety of the occupants and so as to protect the occupants from the environment.
- B. Structural members. All supporting structural members of all structures shall be kept structurally sound, free of deterioration and maintained capable of safely bearing the dead and live loads imposed upon them.
- C. Exterior surfaces (foundations, walls and roof). Every foundation, exterior wall, roof and all other exterior surfaces shall be maintained in a workmanlike state of maintenance and repair.
- D. Foundation walls. All foundation walls shall be maintained so as to carry the safe design and operating dead and live loads and shall be maintained plumb and free from open cracks and breaks so as not to be detrimental to public safety and welfare.
- E. Exterior walls. Every exterior wall shall be free of holes, breaks, loose or rotting boards or timbers and any other conditions which might admit rain or dampness to the interior portions of the walls or to the occupied spaces of the building. All exterior surface materials, including wood, composition or metal siding, shall be maintained weatherproof and shall be properly surface-coated when required to prevent deterioration.
- F. Roofs. The roof and gutters shall be structurally sound and tight and shall not have defects which might admit rain, and roof drainage shall be adequate to prevent rainwater from causing dampness in the walls or interior portion of the building.
- G. Chimneys. All chimneys, cooling towers, smokestacks and similar appurtenances shall be maintained structurally safe, sound and in good repair. All exposed surfaces of metal or wood shall be protected from the elements and against decay or rust by periodic application of weather coating materials, such as paint, or similar surface treatment where necessary.
- H. Stairs and porches. Every stair, porch and balcony, and all appurtenances attached thereto, shall be so constructed as to be safe to use and capable of supporting the loads to which they are subjected and shall be kept in sound condition and good repair.
- I. Any awnings or marquees and accompanying structural members which extend over any street, sidewalk or other portion of the premises shall be maintained in good repair

and shall not constitute a safety hazard. In the event such awnings or marquees are not maintained in accordance with the foregoing they shall, together with their supporting members, be removed forthwith. In the event said awnings or marquees are made of cloth, plastic or of similar materials, said cloth or plastic where exposed to public view shall not show evidence of excessive weathering, discoloration, ripping, tearing or holes.

11-1.6. Standards for residential property.

In addition to the standards cited in sections 11-1.4 and 11-1.5, the following standards apply to residential properties:

- A. All outdoor storage and on-site parking shall be in accordance with the requirements of section 12-23.22 of the Borough Land Use Ordinance.

11-1.7. Access to properties.

When the lack of maintenance of a Borough property results in violations of the Borough's Property Maintenance Code which are obvious from adjacent public rights-of-way or from adjoining property whose owners have provided access for the purpose of inspecting the property containing the violations, the property maintenance enforcement officer shall send a notice to the owner of record for the subject property citing the visible violations and demanding access to the property to conduct a more thorough inspection. The notice shall specify a time frame for the correction of the visible violations as provided for in this Property Maintenance Code. Said notice may also set forth a day and time for the more thorough inspection, which time shall be no less than 10 days after the mailing of the notice. If owner of the property or his designated agent are not present for this inspection and/or do not object to the enforcement officer making the inspection, the enforcement officer can conduct an inspection of the exterior of the property and shall send to the owner of record a statement indicating the findings of said inspection and any required repairs or violations. If the property owner refuses to allow the inspection, the enforcement officer shall file a complaint with the Municipal Court citing the violations visible from the public right-of-way or adjacent properties seeking not only the abatement of the violations cited but also authority to conduct a more thorough inspection.

11-1.8. Enforcement officers.

The provisions of this chapter shall be enforced by the Zoning Officer and the Zoning Enforcement Officer.

11-1.9. Violations and penalties.

Any person, firm or corporation who shall violate any of the provisions of this chapter shall, upon conviction, be liable to the general penalties set forth in Section 1-5 of this Code, and each day the same is violated shall be deemed and taken to be a separate and distinct offense.

11-1.10. Borough intervention.

- A. Filing of report with governing body. If, within the time permitted, the owner shall fail to abate the nuisance, correct the defect or defects or put the premises in proper condition so as to comply with the requirements of applicable ordinances and state laws or conditions of approval received from any board or agency of the Borough, after notice thereof and opportunity to do so as provided elsewhere in this chapter, the enforcement official shall forthwith file a report with the governing body of the Borough of Bernardsville, which said report shall set forth in detail the condition or conditions constituting the nuisance or the defect or defects and shall contain a copy of the notice served upon the owner and the date and the manner thereof and a certification that such condition or conditions still exist.
- B. Hearing; resolution to abate; expenditure of municipal funds.
 - (1) Upon the filing of the report by the enforcement official, a hearing shall be held upon at least five days' notice to the owner, served in the same manner as is provided elsewhere. At such hearing, the enforcement official shall submit a report of his findings and recommendations to the Borough Council. If the governing body is of the opinion that such action is in the public interest, the governing body may adopt a resolution in the public's interest to abate the nuisance, to correct the defect or defects or to put the premises in proper condition so as to comply with the requirements of applicable ordinances and state laws or conditions of approval received from any board or agency of the Borough, at the cost and expense of the owner.
 - (2) The governing body may, by such resolution, also authorize the expenditure of municipal funds and fix the amount thereof for the purpose of correcting such conditions, and, in such cases where the nuisance or defect falls within a category for which there is statutory authority for the creating of a tax lien, such expenditure shall be charged against the premises, and the amount thereof shall be a lien collectible as provided in this chapter.

- (3) The enforcement official or the Superintendent of Public Works, depending upon the volume of the work performed in accordance with the resolution at Borough's expense, not to exceed the amount specified in the resolution, shall, upon completion thereof, submit a report of the monies expended and costs to the Borough Council.
- (4) After review of the report, the Borough Council may approve the expenses and costs whereupon the same shall become a lien against the premises, collectible as provided by law. A copy of the resolution approving the expenses and costs, whereupon the same, shall be certified by the Borough Clerk and filed with the Tax Collector of the Borough, who shall be responsible for the collection, and a copy of the report and resolution for the collection, and a copy of the report and resolution shall be sent by certified mail, return receipt requested, to the owner.”

11-2 Certificate of Inspection; Residential Rental Properties.

a. *Purpose.* The purposes of this section are as follows:

1. To protect the health and safety of residential tenants by insuring that all rental properties are maintained in a safe and sanitary condition.
2. To protect the welfare of residential tenants by assuring that maximum occupancy limits are not exceeded in rental units.
3. To protect the real estate values of properties located in close proximity to rental housing by requiring the upkeep and maintenance of building exteriors and outside property areas.

b. *Applicability; Exceptions.* This section shall apply to all residential rental uses.

c. *Requirements for Certificate of Rental Housing Compliance.*

1. No person shall let or sublet any residential unit without first obtaining from the Code Enforcement Officer one of the following:

- (a) A certificate of rental housing compliance stating that the unit complies with the property maintenance standards of this chapter and is approved for occupancy and meets all Borough zoning requirements.¹ The certificate of rental housing compliance shall be renewed annually on the anniversary date of the issuance of the original permit, and upon any change in occupancy of a rental unit.

¹In accordance with the provisions of N.J.S.A. 40:55D-68.4, this section does not prohibit any senior citizen, who is the owner of a single-family dwelling, which is his or her primary residence, from renting or leasing a room or rooms within that dwelling, together with general use associated with that dwelling, to one person.

(b) A conditional certificate of rental housing compliance indicating that the unit is conditionally approved for occupancy in accordance with the provisions of paragraph e,5.(b). below.

d. *Rental Housing Standards.* All rental housing shall comply with the following codes and regulations:

1. Borough Property Maintenance Code (Code Section 11-1).

2. New Jersey State Housing Code (N.J.A.C. 5:28).

(as supplemented and amended as set forth in Appendix "A" to this section).

3. Uniform Construction Code (N.J.S.A. 52:27D-123; N.J.A.C. 5:23).²

²The Uniform Construction Code may only be enforced by the Construction Official and Subcode Officials. Issuance of a certificate of rental housing compliance pursuant to this section does not relieve the property owner from complying with all requirements of the Uniform Construction Code.

4. Uniform Fire Code (N.J.S.A. 52:27D-198; N.J.A.C. 5:70).³

³Although the Uniform Fire Code may only be enforced by the Fire Official and Fire Subcode Official, the Housing Inspector shall not issue a Certificate of Inspection until he has inspected the premises and determined that the dwelling complies with the requirements of N.J.A.C. 5:70-4.19 with respect to smoke detectors and carbon monoxide alarms. Issuance of a certificate of rental housing compliance pursuant to this section does not relieve the property owner from complying with any other requirements of the Uniform Fire Code or the Uniform Fire Safety Act.

5. Borough Land Development Regulations (Volume II of the Borough Code).⁴

⁴Development approvals may only be granted pursuant to the Municipal Land Use Law N.J.S.A. 40:55D-1 et seq. Issuance of a certificate of rental housing compliance pursuant to this section shall not be deemed to be a development approval of any kind or a certification of nonconforming use.

There shall be a continuing obligation to comply with all relevant statutes, ordinances and regulations including but not limited to those set forth above.

e. *Procedures for Inspections and Issuance of Certificates of Rental Housing Compliance.*

1. The Code Enforcement Officer shall prepare the necessary application form and checklist which shall be available at the Borough Clerk's office and the Borough Planning and Zoning Department. At a minimum, that application form shall contain the following information:

(a) Street address of unit and tax map block and lot of the rental unit.

(b) The name, address, phone number and email address of the owner. If the owner is a business entity, the application must include the name and address of the registered agent who authorized to receive service of on behalf of that entity.

(c) The name, address, telephone number and email address of the managing agent of the property, if any.

- (d) The name, address, telephone number and email address of an emergency contact who can be contacted by the Borough after hours in case of fire, flood or other emergency.
 - (e) Proof that all required zoning, construction, fire and other required Borough, County, State and Federal approvals, permits and licenses have been obtained.
 - (f) A floor plan of the rental unit showing the dimensions and location of each room must be attached.
 - (g) Name, address, telephone number and email address of the tenant and all occupants of the unit.
 - (h) Names, grade levels and schools attended for all occupants of the rental unit who attend or who will be attending Bernardsville public schools.
 - (i) A certification by the person completing the application that such person is authorized to complete the application on behalf of the owner, that the subject property will be maintained in compliance with all applicable ordinances, statutes and regulations, including, but not limited to, the Borough Zoning Ordinance, the Uniform Construction Code, the Borough Residential Property Maintenance Code, and the New Jersey State Housing Code.
2. The applicant shall submit a completed application and all required fees to the Borough Clerk by the anniversary date of the issuance of the original permit for an annual certificate and at least five (5) business days before the date that a new tenant is anticipated to occupy the dwelling. Inspections may be requested up to thirty (30) days before the desired inspection date and shall be scheduled by the Code Enforcement Officer in the order that completed applications are received.
 3. Following receipt of a completed application and all required fees, the Code Enforcement Officer or his or her designee shall inspect the building interior, exterior and outside premises to make sure that the premises comply with the standards incorporated in paragraph d. above as set forth in the checklist adopted by the Code Enforcement Officer.
 4. All inspections shall be conducted in accordance with the standards set forth in Section 11-3 of this Code.
 5. Following inspection, the Code Enforcement Officer shall issue a placard designating the maximum occupancy for the unit and a certificate of rental housing compliance, a conditional certificate of rental housing compliance, or a denial of rental housing compliance. The standards for certificates are:
 - (a) If the dwelling complies with the codes and regulations set forth in paragraph d. above, a certificate of rental housing compliance shall be issued.
 - (b) If the dwelling fails to comply with all of the above codes and regulations but none of the violations jeopardizes the health, safety or welfare of the intended occupants, a conditional certificate of rental housing compliance

shall be issued for a period not to exceed thirty (30) days from the initial inspection.

- (c) If the building fails to comply and such violations endanger the health, safety or welfare of the intended occupants, a denial of rental housing compliance shall be issued.
 - 6. If a conditional certificate of rental housing compliance or a denial of rental housing compliance is issued, the applicant shall perform the required work prior to reinspection.
 - 7. If the inspection was scheduled in advance, as required by subsection 11-2.5c. above, the new tenant shall be permitted to occupy the unit without its being deemed a violation of subsection 11-2.5e,2. above. However, the Borough reserves the right to conduct the inspection at a later time and to issue an appropriate certificate.
- f. *Fees.* All fees shall be paid at the time an application is filed and prior to the inspection being performed in accordance with the following schedule:
- 1. Initial inspection: one hundred fifty (\$150.00) dollars per unit. (Ord. No. 2017-1733)
 - 2. First reinspection: no charge.
 - 3. Second reinspection: \$250.00 per unit. (Ord. No. 2017-1733)
 - 4. Third reinspection: \$350.00 per unit. (Ord. No. 2017-1733)
 - 5. Fourth reinspection: \$450.00 per unit. (Ord. No. 2017-1733)
 - 6. Fifth and all subsequent reinspections: \$500.00 per unit. (Ord. No. 2017-1733)
- g. The following information shall be provided to each tenant at the time of his or her initial occupancy of the dwelling:
- 1. A Truth-in-Renting Statement prepared by the Department of Community Affairs in accordance with the Truth-in-Renting Act (N.J.S.A. 46:8-43 et seq.) shall be distributed to all tenants living in buildings with more than two (2) dwelling units.
 - 2. A copy of the registration statement filed with the Borough Clerk and/or New Jersey Bureau of Housing Inspection.
 - 3. A copy of the New Tenant Notification Form provided by the Borough. A copy of this form shall be signed by the tenant and maintained by the owner during the term of the tenancy. For buildings with more than four (4) units, the form shall be maintained in a log at the rental office.
- h. *Rental Property Owner Registration Requirements.*
- 1. In addition to the application for a certificate of rental housing compliance required by paragraph c. above and in addition to complying with the requirements of the New Jersey Hotel and Multiple Dwellings Law, N.J.S.A. 55:13A-1 et seq., every owner of any building or structure which comes under the

provisions of this subsection shall, within five (5) days of the change of ownership of any building subject to the requirements of this subsection file with the Borough Clerk a written registration statement, which shall contain the following information on a form to be provided by the Borough:

- (a) The names and addresses of the owners of the property.
 - (b) If the record owner is a corporation, the name of the registered agent who will accept all legal notices on behalf of the corporation.
 - (c) If the owner is an entity other than an individual (i.e, a corporation, company, trade name, partnership, trust, condominium association or other legal entity), the names and address of each partner and/or owner or person having a beneficiary interest. In the case of a corporation, the names and addresses of each stockholder if the total number of stockholders is twenty (20) or less. In any event, with regard to corporate ownership, the registry shall disclose the name and address of any stockholder who owns, either directly or beneficially, ten (10%) percent of the stock of the corporation.
 - (d) The name, address and telephone number of the managing agent of the premises, if any.
 - (e) The name, address and telephone number, including the dwelling unit, apartment or room number, of the superintendent, janitor, custodial or other individual employed by the record owner or managing agent to provide regular maintenance service, if applicable.
 - (f) The name, address and telephone number of an individual principal or partner of the record owner or managing agent who may be reached or contacted at any time in the event of an emergency affecting the premises or property, or any unit or dwelling or commercial space therein, and who has the authority to make emergency decisions concerning the building or property and any repair thereto or expenditures in connection therewith.
 - (g) The number of dwelling units by unit type.
- 2. If there is any change in any of this information, an amended registration statement must be filed within five (5) days, and the amended statement posted and distributed to tenants within seven (7) days of filing.
 - 3. The placard designating the maximum occupancy and current certificate of rental housing compliance issued by the Code Enforcement Officer pursuant to paragraph e,5 above and a copy of the floor plan shall be posted in the kitchen sink cabinet in a conspicuous location where it can easily be seen by tenants in English and in the primary languages spoken by the tenants.
 - 4. The initial registration for all buildings shall also be accompanied by a floor plan and the square footage for each unit to be used by the Borough in establishing maximum occupancy limits for each unit type.
- i. *Violations and Penalties.*

1. Any lessor of rental property who fails to distribute required information to tenants, fails to secure a required certificate of rental housing compliance, fails to enforce maximum occupancy limits, fails to register with the Borough or allows a tenant to occupy rental premises after expiration of a conditional certificate of rental housing compliance or who violates any other provision of this ordinance, shall be liable to the penalties stated in Chapter I, Section 1-5. The minimum fine for a violation of this section shall be one hundred (\$100.00) dollars.
 2. In any apartment unit that violates maximum occupancy restrictions, the landlord and/or the tenant named on the lease shall be liable to the penalties stated in Chapter I, Section 1-5. The minimum fine for a violation of this section shall be one hundred (\$100.00) dollars.
 3. Each and every day in which a violation of any provision of this chapter exists shall constitute a separate violation.
 4. Any person who is convicted of violating this subsection within one (1) year of the date of a previous violation of the same provision of this subsection and who was fined for the previous violation shall be subject to the additional fine for repeat offenders set forth in subsection 1-5.3 of this Code.
 5. In addition to the above fines and penalties, any owner-landlord who is convicted of a second or subsequent violation of this chapter, where the illegal tenancy is determined to have resulted in a resident or residents attending the Somerset Hills Regional School District public school system, and who has been afforded the opportunity for a hearing on the matter, may be assessed a penalty equal to the annual tuition cost for each student, prorated to the time of the student's ineligible attendance at such public school. The fine shall be recovered in a civil action by a summary proceeding in the name of the Borough of Bernardsville pursuant to the "Penalty Enforcement Law of 1999 (N.J.S.A. 2A:58-10 et seq.)" The Municipal Court and/or the Superior Court shall have jurisdiction of the proceedings for the enforcement of the penalty provided by this paragraph. The tuition cost shall be calculated in the manner prescribed for nonresidential pupils in N.J.S.A. 18A:38-19. Payment of the fine shall be remitted to the Somerset Hills Board of Education. For the purposes of this section, the term "owner-landlord" shall exclude mortgagees in possession of a structure through foreclosure. For the purposes of this section, a "second or subsequent violation for an illegal occupancy" shall be limited to those violations that are new and are the result of distinct and separate zoning or code enforcement activities, and shall not include any continuing violations for which citations are issued by a Zoning or Code Enforcement Officer during the time period required for summary disposition proceedings to conclude if the owner has initiated eviction proceedings in a court of proper jurisdiction.
- j. In accordance with the provisions of N.J.S.A. 2A:18-16.1g, any tenant who receives a notice of eviction pursuant to N.J.S.A. 2A:18-61.2 that results from zoning or code enforcement activity for an illegal occupancy as set forth in this section shall be considered a displaced person and shall be entitled to relocation assistance in amount equal to six (6) times the monthly rental paid by the displaced person or persons. The owner-landlord of the structure shall be liable for the payment of relocation assistance

pursuant to this paragraph. In addition, after being required to pay reimbursement for relocation assistance, an additional fine shall be paid by the owner/landlord of the structure for each illegal occupancy, up to an amount equal to six (6) times the monthly rental paid by the displaced person or persons.

11-3 HOUSING INSPECTIONS.

11-3.1 Procedure.

Inspections of residential units by the Borough Code Enforcement Officer to insure compliance with this chapter and related codes and ordinances shall be conducted in accordance with the following standards and procedures:

a. The Borough Code Enforcement Officer shall have the responsibility to initiate, conduct and authorize enforcement of any provisions of the Borough Property Maintenance Code and related ordinances and regulations.

b. If none of the adult residents then present in the dwelling being inspected speaks English proficiently, and the inspector is not fluent in the language of the residents, the inspection must be abandoned and may not be resumed without the presence of an interpreter.

c. Residential inspections shall not be conducted by uniformed law enforcement officers, nor shall Borough inspectors be accompanied by uniformed law enforcement officers, unless there is a reasonable concern of violence occurring during the inspection. The basis for the concern must be included on the inspection log maintained by the Code Enforcement Officer.

d. Residential inspections shall ordinarily be conducted between 8:00 a.m. and 7:00 p.m. on non-holiday weekdays except as provided below.

e. Residential inspections may be conducted on weekdays between the hours of 7:00 p.m. and 9:00 p.m., on Saturdays between 11:00 a.m. and 4:00 p.m. if there have been at least two (2) previous failed attempts on two (2) different days to inspect during the hours set forth in paragraph d. above.

f. No residential code enforcement inspection shall be conducted without first providing notice to the residents of their rights regarding whether or not to permit an inspection. The Borough inspection official shall provide such notice orally and in writing and where the subject of an inspection has limited English proficiency, such notice shall be provided in the language of the resident as well as in English.

g. No residential code enforcement inspection shall be conducted without first obtaining consent from the residents of the subject property.

h. No residential inspection shall be conducted after 9:00 p.m. or before 8:00 a.m. except under emergency circumstances, such as if Borough police, fire or medical emergency personnel,

during the course of responding to an emergency at a dwelling, witness life-hazard violations of the Property Maintenance Code and alert the Code Enforcement Officer of such life-hazard violations, the Code Enforcement Officer may conduct an inspection within twelve (12) hours of notification.

i. The following record shall be kept and maintained by the Code Enforcement Officer.

1. Complaint form and investigation form which shall record the date and time of complaint, name of complainant, address and telephone number of complainant, address of property for which complaint is made, nature of complaint, details of alleged violations, basis for or evidence supporting complaint, identity of any other witnesses, date, time and manner of initial contact and all subsequent contacts, name and title of any and all Borough officials, agents, employees and/or individuals acting on behalf of the Borough involved in the contact, whether the subject of the complaint is proficient in English and/or what language the subject speaks; record of substantive investigation conducted; and the outcome of such investigation, whether to end investigation without further action, continue investigation, and/or conduct an inspection.

2. Inspection log which shall record date and time of inspection, verification that resident was provided proper notice regarding the inspection and his or her rights and responsibilities; the Borough official's requested permission to enter the premises and inspect; that the residents or owners gave authorization for inspection; the duration of the inspection; areas of residence inspected; individuals interviewed or spoken to during inspection; the results of the inspection, including specified Property Maintenance Code violations, if any; evidence of violations uncovered; date on which violation was or will be referred for prosecution; dates of notices of prosecution; court and hearing dates; settlements or pleas; and dates case closed, or whether no evidence of violation was found.

3. Direction that if a complaint made to the Borough lacks the basis for the complaint or the identity of the complainant, Borough inspectors must take some independent action or investigation to verify that a basis for the complaint exists prior to conducting an inspection. Such independent action or investigation shall be recorded in writing on the complaint and investigation form.

j. These procedures shall not apply if the Code Enforcement Officer has obtained a court-issued warrant to search the premises nor shall they affect Borough Police authority to enter a residence when responding to potential violation of zoning, land use, property maintenance or other similar laws.

(Ord. #2006-1435 §2)

11-4 REGISTRATION AND MAINTENANCE OF VACANT AND ABANDONED RESIDENTIAL PROPERTIES INCLUDING THOSE IN FORECLOSURE.

11-4.1 Definitions.

Creditor means a State chartered bank, savings bank, savings and loan association or credit union, any person or entity required to be licensed under the provisions of the "New Jersey Residential Mortgage Act," P.L. 2009, c.53 (C.17:11C-51 et seq.), any foreclosing entity subject to the provisions of C.46:10B-51 (P.L. 2008, c. 127, Sec. 17, as amended from time

to time) and any entity acting on behalf of the creditor named in the debt obligation including, but not limited to, servicers.

Owner means the titleholder, any agent of the titleholder having authority to act with respect to the vacant property, or any other entity determined by the Borough of Bernardsville to act with respect to the property.

Vacant and Abandoned residential property means, consistent with section 1 of P.L. 2012, c.70 (C.2A:50-73). residential real estate. where a notice of violation has been issued pursuant to Paragraph e. 1 of this Section and subsection b. of section 1 of P.L.2014, c.35 (C.40:48-2.12s), or property which any condition on its own or combined with other conditions present would lead a reasonable person to believe that the property is or has been vacant for three (3) or more months.

Residential property shall further be deemed Vacant and Abandoned where a mortgaged property is not occupied by a mortgagor or tenant.

Such evidence would include, but is not limited to, evidence of the existence of two (2) or more of the following conditions at the property:

- a. over grown or neglected vegetation;
- b. the accumulation of newspapers, circulars, flyers or mail on the property;
- c. disconnected gas, electric, or water utility services to the property;
- d. the accumulation of hazardous, noxious, or unhealthy substances or materials on the property;
- e. the accumulation of junk, litter, trash or debris on the property;
- f. the absence of window treatments such as blinds, curtains or shutters;
- g. the absence of furnishings and personal items;
- h. statements of neighbors, association management, delivery persons, or government employees indicating that the residence is vacant and abandoned;
- i. windows or entrances to the property that are boarded up or closed off or multiple window panes that are damaged, broken and unrepaired;
- j. doors to the property that are smashed through, broken off, unhinged, or continuously unlocked;
- k. a risk to the health, safety or welfare of the public, or any adjoining or adjacent property owners, exists due to acts of vandalism, loitering, criminal conduct, or the physical destruction or deterioration of the property;
- l. an uncorrected violation of a municipal building, housing, or similar code during the preceding year, or an order by municipal authorities declaring the property to be unfit for occupancy and to remain vacant and unoccupied;
- m. the mortgagee or other authorized party has secured or winterized the property due to the property being deemed vacant and unprotected or in danger of freezing;

- n. a written statement issued by any mortgagor expressing the clear intent of all mortgagors to abandon the property;
- o. any other reasonable indicia of abandonment.

11-4.2 Registration of Vacant and Abandoned Properties.

- a. A Creditor filing a summons and complaint in an action to foreclose on a Vacant and Abandoned property or a Creditor who has previously filed a summons and complaint to foreclose on a residential property which subsequently becomes Vacant and Abandoned, or the Owner of a Vacant and Abandoned property, shall within thirty (30) calendar days after the building becomes Vacant and Abandoned or within thirty (30) calendar days after assuming ownership of the Vacant and Abandoned property, whichever is later; or within ten (10) calendar days of receipt of notice from the Borough, and annually thereafter file a registration statement for such Vacant and Abandoned property with the Municipal Clerk on forms provided by the Borough for such purposes. Any failure to receive notice from the Borough shall not constitute grounds for failing to register the Vacant and Abandoned property.
- b. Each Vacant and Abandoned property having a separate block and lot number as designated in the official tax maps of the Borough shall be registered separately.
- c. The registration statement shall include the name, street address, telephone number, and email address (if applicable) of a person twenty-one (21) years or older, designated by the Creditor or the Owner as the authorized agent for receiving notices of code violations and for receiving process in any court proceeding or administrative enforcement proceeding on behalf of such Creditor in connection with the enforcement of any applicable code.
- d. The registration statement shall include the name, street address, telephone number, and email address (if applicable) of the firm and the actual name(s) of the Owner of the Vacant or Abandoned property or the firm's individual principal(s) responsible for maintaining the Abandoned and Vacant property. The Owner or the individual or representative of the firm responsible for maintaining the Abandoned and Vacant property shall be available by telephone or in person on a twenty-four-hour per day, seven-day per week basis. The two entities may be the same or different persons. In the case of a Creditor, both entities shown on the statement must maintain offices in the State of New Jersey or reside within the State of New Jersey.
- e. The registration shall remain valid for one (1) year from the date of registration except for the initial registration which shall be valid through December 31st of the year in which it was filed. The Owner of the property or the Creditor shall be required to renew the registration annually as long as the building remains Vacant and Abandoned and shall pay a registration or renewal fee in the amount prescribed in subsection 11-4.3 for each Vacant and Abandoned property registered.
- f. The annual renewal shall be completed by January 1st each year. The initial registration fee shall be pro-rated for registration statements received less than ten (10) months prior to that date.

- g. The Owner of the property or the Creditor shall notify the Municipal Clerk within thirty (30) calendar days of any change in the registration information by filing an amended registration statement on a form provided by the Municipal Clerk for such purpose.
- h. The registration statement shall be deemed prima facie proof of the statements therein contained in any administrative enforcement proceeding or court proceeding instituted by the Borough against the Creditor.

11-4.3 Fee Schedule.

The initial registration fee for each Vacant and Abandoned property under the provisions of this section shall be five hundred (\$500.00) dollars. The fee for the first annual renewal shall be one thousand (\$1,000.00) dollars and the fee for all subsequent annual renewals shall be two thousand (\$2,000.00) dollars.

11-4.4 Penalties for Violation.

- a. Any person who violates any provision of this section shall be liable, upon conviction, to the penalties set forth in section 1-5 of this Code.
- b. Upon conviction for violation of any of the provisions of this section, each and every day thereafter that the violation continues shall be deemed and constitute a separate and distinct offense hereunder.

APPENDIX “A”

STATE HOUSING CODE AS SUPPLEMENTED AND AMENDED

11-2.4 Standard to Apply.

a. With respect to residential structures and premises, and pursuant to the provisions of N.J.S.A. 40:49-5.1 et seq. the New Jersey State Housing Code (1980 Revision), as approved by the Department of Community Affairs and filed in the Secretary of State's Office, is hereby accepted, adopted and established as a standard to be used in determining whether residential structures, premises or dwellings in this municipality are safe, sanitary and fit for human habitation.

b. For good reasons, the Governing Body may adopt revisions to the State Housing Code using a model code or standard of some other nationally recognized organization or based on a recommendation of the Borough Housing Advisory Committee, as long as such revision promotes the purposes of this ordinance, is legally reasonable and is adopted for health and safety reasons and not for some other purpose.

c. A copy of the State Housing Code (1980 revision) (as revised pursuant to the preceding paragraph b.) is attached to this section.

(Ord. #95-1039 §1; Ord. #2006-1435 §3; Ord. #2009-1518 §2; Ord. #2015-1692 §1; Ord. #2015-1694)

New Jersey State Housing Code

(As adopted and amended by Ord. No. 2015-1692 and Ord. No. 2015-1694. See source history at subsection 11-2.4 for prior ordinance history.)

1. Scope. (N.J.A.C. 5:28-1.1 Scope)

The provisions of this subchapter shall constitute the standards to guide the Public Officer or his agents in determining the fitness of a building for human habitation, use, or occupancy.

2. Definitions. (N.J.A.C. 5:28-1.2 Definitions)

The words, terms or phrases listed below for the purpose of this chapter shall be defined and interpreted as follows.

"Administrative Authority" shall mean the department, branch or agency of this municipality which is authorized by the adopting ordinance to administer the provisions of this chapter.

"Building" shall mean any building or structure, or part thereof, used for human habitation, use, or occupancy and includes any accessory buildings and appurtenance belonging thereto or usually enjoyed therewith.

"Dwelling" shall mean a building or structure or part thereof containing one or more dwelling units or lodging units.

"Dwelling unit" shall mean any room or group of rooms or any part thereof located within a building and forming a single habitable unit with facilities which are used, or designed to be used for living, sleeping, cooking, and eating.

"Garbage" shall mean the animal and vegetable and other organic waste resulting from the handling, preparation, cooking and consumption of food.

"Habitable room" shall mean a room or enclosed floor space within a dwelling unit used or designed to be used for living, sleeping, cooking, or eating purposes, excluding bathrooms, water closet compartments, laundries, pantries, foyers or communicating corridors, closets, and storage spaces.

"Infestations" shall mean the presence, within or around a building, of any insects, rodents, or other pests.

"Local health agency" shall mean any county, regional, municipal or other governmental agency organized for the purpose of providing health services, administered by a full-time health officer and conducting a public health officer program pursuant to law.

"Lodging house" shall mean any building, or that part of any building containing one or more lodging units, each of which is rented by one or more persons not related to the owner.

"Lodging unit" shall mean a rented room or group of rooms, containing no cooking facilities, used for living purposes by a separate family or group of persons living together or by a person living alone, within a building.

"Occupant" shall mean any person or persons in actual possession of, and living in the building or dwelling unit, including the owner.

"Owner" shall mean any person properly authorized to exercise powers of, or for an owner of property for purposes of its purchase, sale, use, occupancy, or maintenance.

"Person" shall be given the same meaning as defined in R.S. 1:1-2 of the Revised Statutes of New Jersey.

"Plumbing fixtures" shall mean and include all installed receptacles or devices which are supplied with water or which receive or discharge liquid waste or sewage into the drainage system with which they are directly or indirectly connected.

"Public Officer" shall mean the officer or officers who are authorized by the adopting Ordinance to exercise the powers prescribed by this chapter.

"Rubbish" shall mean and include all combustible and noncombustible waste material, except garbage.

"Utilities" shall mean and include electric, gas, heating, water and sewerage services, and equipment therefor.

3. Water Supply. (N.J.A.C. 5:28-1.3 Water supply)

(a) Every dwelling unit and lodging house shall be provided with a safe supply of potable water meeting the standards as set forth in the New Jersey Safe Drinking Water Act regulations (N.J.A.C. 7:10-1 et seq.) published by the New Jersey Department of Environmental Protection.

(b) The source of such water supply shall be approved by the New Jersey Department of Environmental Protection and/or the local health agency.

(c) The minimum rate of flow of hot or cold water issuing from a faucet or fixture shall not be less than

one gallon per minute.

4. Facilities. (N.J.A.C. 5:28-1.4 Facilities)

- (a) Every dwelling unit shall contain a kitchen sink of nonabsorbent impervious material, at least one flush type water closet, a lavatory, and a bathtub or shower, available only for the use of occupants of that dwelling unit.
- (b) Every lodging house shall be provided with a minimum of one flush type water closet, lavatory, and a bathtub or shower for every eight persons or part thereof.
- (c) Every water closet, lavatory, and bathtub or shower for each dwelling unit or lodging house shall be accessible from within the building without passing through any part of any other dwelling unit or lodging unit and in a lodging house shall be located no farther than one floor above or below the lodging units served. Such water closet, lavatory and bathtub or shower shall be contained in a room or rooms which are separated from all other rooms by walls, doors, or partitions that afford privacy.
- (d) Every plumbing fixture shall be connected to water and sewer systems approved by the New Jersey Department of Environmental Protection and/or the local health agency and shall be maintained in good working condition.
- (e) Every kitchen sink, lavatory, and bathtub or shower required by this chapter shall be connected to both hot and cold water lines.
- (f) Every dwelling shall have water heating facilities which are installed and maintained in good and safe working condition, connected with the hot water lines required under the provisions of (e) above, and capable of delivering water at a minimum temperature of not less than 120 degrees Fahrenheit and at a maximum temperature of not more than 140 degrees Fahrenheit at all times in accordance with anticipated need.

5. Garbage and Rubbish Storage. (N.J.A.C. 5:28-1.5 Garbage and rubbish storage)

- (a) Garbage or other organic waste shall be stored in watertight receptacles of metal or other approved material. Such receptacles shall be provided with tight fitting covers. At least one approved type garbage receptacle shall be provided for each dwelling unit, in accordance with N.J.A.C. 5:28-1.12(I).
- (b) Rubbish shall be stored in receptacles of metal or other approved material. At least one rubbish receptacle shall be provided for each dwelling unit, in accordance with N.J.A.C. 5:28-1.12(I).
- (c) Rubbish that does not include materials determined by local ordinance to be recyclable may be stored together with garbage in an approved type garbage receptacle, unless otherwise provided by ordinance. Recyclable materials shall be stored separately from non-recyclable materials.
- (d) The owners of all rental residential properties shall provide tenants with at least twice-weekly trash pickup. 1 Paragraph "d" was added by Ordinance No. 2006-1435 as recommended by the Housing Advisory Committee.

6. Lighting. (N.J.A.C. 5:28-1.6 Lighting)

(a) Every habitable room shall have at least one window or skylight facing directly to the outdoors. The minimum total window or skylight area measured between stops, for every habitable room shall be eight percent of the floor area of such room. Whenever walls or other portions of structures face a window of any habitable room and are located less than three feet from the window and extended to a level above that of the ceiling of the room, such a window shall not be included in calculating the required minimal total window area.

(b) Every dwelling shall be provided with electric service.

(c) Every habitable room shall contain at least two separate wall-type electric convenience outlets, or one such convenience outlet and one ceiling or wall type electric light fixture. Every such outlet and fixture shall be maintained in good and safe condition and shall be connected to the source of electric power. No temporary wiring shall be used except extension cords which run directly from portable electric fixtures to convenience outlets, and which do not lie under rugs or other floor coverings nor extend through doorways, transoms, or other openings through structural elements.

(d) Every portion of each staircase, hall, cellar, basement landing furnace room, utility room, and all similar non-habitable space located in a dwelling shall have either natural or artificial light available at all times, with an illumination of at least two lumens per square foot (two foot-candles) in the darkest portions.

(e) Every portion of any interior or exterior passageway or staircase common to two or more families in a dwelling shall be illuminated naturally or artificially at all times with an illumination of at least two lumens per square foot (2 foot-candles) in the darkest portion of the normally traveled stairs and passageways. In dwellings comprising two dwelling units such illumination shall not be required at all times if separate switches, convenient and readily accessible to each dwelling unit, are provided for the control of such artificial light by the occupants thereof.

(f) Every bathroom and water closet compartment shall have either natural or artificial light available at all times, with an illumination of at least three lumens per square foot (three foot-candles). Such light shall be measured 36 inches from the floor at the center of the room. Artificial lighting shall be controlled by a wall switch so located as to avoid danger of electrical hazards.

7. Ventilation. (N.J.A.C. 5:28-1.7 Ventilation)

(a) Means of ventilation shall be provided for every habitable room. Such ventilation may be provided either by an easily operable window or skylight having an openable area of at least 50 percent of the minimum window area or minimum skylight area as required in N.J.A.C. 5:28-1.6(a), or by other means acceptable to the Administrative Authority which will provide at least two air changes per hour.

(b) Means of ventilation shall be provided for every bathroom or water closet compartment. Such ventilation may be provided either by an easily operable window or skylight having an openable area of at least 50 percent of the minimum window area or minimum skylight area as required in N.J.A.C. 5:28-1.6(a), or by other means acceptable to the Administrative Authority which will provide at least six air changes per hour.

8. Heating Equipment. (N.J.A.C. 5:28-1.8 Heating equipment)

(a) Every dwelling shall have heating facilities which are properly installed, maintained in good and safe working condition, and are capable of safely and adequately heating all habitable rooms, bathrooms,

and water closet compartments located therein to a temperature of at least 68 degrees Fahrenheit when the outside temperature is zero degrees Fahrenheit. The temperature shall be read at a height of three feet above floor level at the center of the room.

(b) Every space heater, except electrical, shall be properly vented to a chimney or duct leading to outdoors, unless the appliance is labeled as having been tested and approved for unvented operation, in compliance with the State Uniform Construction Code. Unvented portable space heaters that burn solid, liquid, or gaseous fuels shall be prohibited.

9. Egress. (N.J.A.C. 5:28-1.9 Egress)

(a) Every dwelling, dwelling unit, or lodging unit shall have safe and unobstructed means of egress. Such means of egress shall not be through any other dwelling unit or part thereof and shall lead to a safe and open space at ground level accessible to a street.

(b) A room used for sleeping purposes under the provisions of N.J.A.C. 5:28-1.11(d) shall be provided with a safe and unobstructed means of egress leading directly to an outside area accessible to a street.

(c) There shall be not fewer than two independent exits remote from each other from every floor of a building greater than two stories in height having more than two dwelling and/or lodging units.

10. Maintenance (N.J.A.C. 5:28-1.10 Maintenance)

(a) Every foundation, floor, wall, ceiling, door, window, roof, or other part of a building shall be kept in good repair and capable of the use intended by its design, and any exterior part or parts thereof subject to corrosion or deterioration shall be kept well painted.

(b) Every inside and outside stairway, every porch, and every appurtenance thereto shall be so constructed as to be safe to use and capable of supporting the load that normal use may cause to be placed thereon and shall be kept in sound condition and good repair. Every stairway having three or more steps shall be properly banistered and safely balustraded.

(c) Every porch, balcony, roof, and/or similar place higher than 30 inches above the ground, used for egress or for use by occupants shall be provided with adequate railings or parapets. Such protective railings or parapets shall be properly balustraded and be not less than three feet in height.

(d) Every roof, wall, window, exterior door, and hatchway shall be free from holes or leaks that would permit the entrance of water within a dwelling or be a cause of dampness.

(e) Every foundation, floor, and wall of a dwelling shall be free from chronic dampness.

(f) Every dwelling shall be free from rodents, vermin and insects. Rodent or vermin extermination and rodent proofing and vermin proofing may be required by the local health agency. Rodent and vermin extermination shall be carried out in accordance with N.J.A.C. 5:28-1.12(k). Every openable window, exterior door, skylight, and other opening to the outdoors shall be supplied with properly fitting screens in good repair from May 1st until October 1st of each year. Such screens shall have a mesh of not less than No. 16.

(g) Every building, dwelling, dwelling unit and all other areas of the premises shall be clean and

free from garbage or rubbish and hazards to safety. Lawns, hedges and bushes shall be kept trimmed and shall not be permitted to become overgrown and unsightly. Fences shall be kept in good repair.

(h) The Public Officer may order the owner to clean, repair, paint, whitewash, or paper such walls or ceilings, when a wall or ceiling within a dwelling has deteriorated so as to provide a harborage for rodents or vermin, or when such a wall or ceiling has become stained or soiled, or the plaster, wallboard, or other covering has become loose or badly cracked or missing. Nothing in this subsection shall be so construed as to place upon the nonresident owner responsibilities for cleanliness contained in N.J.A.C. 5:28-1.12(f).

(i) Every water closet compartment floor and bathroom floor shall be so constructed and maintained as to be reasonably impervious to water so as to permit such floor to be kept in a clean condition.

(j) Exterior boards that cover the windows and doorways of a vacant property shall be painted so that they either match or reasonably coordinate with the color of the rest of the structure's exterior. All windows, doors and openings of vacant buildings shall be free of any posters or paper coverings.²

2 Paragraph "j" of Section 5:28-1.10 was added by Ordinance No. 2009-1518 as recommended by the Housing Advisory Committee.

11. Use and occupancy of space; Overcrowding.³ (N.J.A.C. 5:28-1.11 Use and occupancy of space)

3 Paragraph "(a)" of Section 5:28-1.11 is based on Section 404.5 of the International Property Maintenance Code.

(a) Overcrowding. Dwelling units shall not be occupied by more occupants than permitted by the minimum area requirements of the following Table:

Table

	MINIMUM AREA IN SQUARE FEET		
	1-2	3-5	6 or more occupants
Living room	120	120	150
Dining room	No	80	100
Bedrooms	Shall comply with Paragraph (b) of this section.		

i. The minimum occupancy area required by the above shall not be included as a sleeping area in determining the minimum occupancy area for sleeping purposes. All sleeping areas shall comply with paragraph "(b)" below.

iv. Combined living room and dining room spaces shall comply with the requirements of the above Table if the total area is equal to that required for separate rooms and if the space is located so as to function as a combination living room/dining room.

(b) Every room occupied for sleeping purposes by one occupant shall contain at least 70 square feet of floor space, and every room occupied for sleeping purposes by more than one occupant shall contain at least 50 square feet of floor space for each occupant thereof.

(c) At least one-half of the floor area of every habitable room shall have a ceiling height of at least seven feet. The floor area of that part of any room where the ceiling is less than five feet shall not be

considered as part of the floor area in computing the total floor area in the room for the purpose of determining the maximum permissible occupancy thereof.

(d) A room located in whole or in part below the level of the ground may be used for sleeping provided that the walls and floors thereof in contact with the earth have been damp-proofed in accordance with a method approved by the Administrative Authority; and provided that all requirements otherwise applicable to habitable rooms generally are satisfied.

(e) Bedrooms shall not constitute the only means of access to other bedrooms or habitable spaces and shall not serve as the only means of egress from other habitable spaces.

(Exception: Units that contain fewer than two bedrooms.)

(f) Bedrooms shall have a minimum of four (4) square feet of closet space for each occupant. A shelf and clothes-hanging rod shall be provided in each closet with a depth of two (2) feet or more. The closet may be permanent or portable, but the square footage of any portable closet must be deducted from the square footage of the sleeping room for the purpose of calculating minimum net floor area pursuant to Section 13- 43b.4

4Paragraph "f" was added upon the recommendation of the Borough Housing Advisory Committee.

(g) Kitchens shall have a minimum clear passageway of 3 feet between counter fronts and appliances or counter fronts and walls.5 5Paragraph "(g)" of Section 5:28-1.11 is based on Section 404.2 of the International Property Maintenance Code.

12. Reserved.

13. Conflict of Ordinances. (N.J.A.C. 5:28-1.13 Conflict of ordinances)

Nothing in this chapter shall be construed to abrogate or impair the powers of any department of this municipality or any agency of the State of New Jersey to enforce any provisions of its charter or its ordinances, codes, regulations or statutory provisions or to prevent or punish violations thereof.

**BERNARDSVILLE BOROUGH
ORDINANCE 2020-1846**

**AN ORDINANCE CONCERNING PARKING IN THE LIBRARY PARKING LOT AND
AMENDING CHAPTER VIII OF THE BOROUGH CODE ENTITLED “PARKING
LOTS AND OFF-STREET TRAFFIC REGULATIONS”**

WHEREAS, the Borough Recreation Department is in the process of moving into the lower level of the Bernardsville Library building; and

WHEREAS, the Recreation Department will be joining the Construction Office, the Fire Prevention Bureau, the Housing Department and the Zoning Department, all of which are already located in the Library building; and

WHEREAS, Zoning Officer Geoff Price has recommended that the Library parking lot ordinance be amended to accommodate the additional recreation staff and anticipated visitors;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Chapter VIII of the Borough Code Entitled “Parking Lots and Off-Street Traffic Regulations” be amended as follows:

Section 1. Paragraph “b” of section 8-4A.2 of the Borough Code entitled “Employee, Client, Customer and Patron Spaces; Special Permits; Parking Restrictions” is amended to read as follows:

“§ 8-4A.2 Employee, Client, Customer and Patron Spaces; Special Permits; Parking Restrictions.

“d. ~~The first 12 parking spaces designated by signs on the north side of the driveway from Anderson Hill Road shall be restricted to the employees and patrons of the Borough construction and zoning offices. These spaces shall be subject to a four-hour parking limit, except for employees' vehicles displaying a decal pursuant to subsection 8-10.4k below.~~ The first 17 parking spaces designated by signs on the north side of the driveway from Anderson Hill Road shall be restricted to the employees and patrons of the Borough Offices. The first 4 spaces at Anderson Hill Road will be reserved for Borough Visitors Only between the hours of 7:00 a.m. and 6:00 p.m., weekdays. The remaining 13 spaces will be reserved for Borough Employees Only between the hours of 7:00 a.m. and 6:00 p.m., weekdays. The visitors' spaces shall be subject to a four-hour parking

limit. All employees' vehicles shall display a decal pursuant to subsection 8-10.4k below.”

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 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

Introduction: _____

1st Publication: _____

Public Hearing and Adoption: _____

2nd Publication: _____

**BERNARDSVILLE BOROUGH
ORDINANCE #2020-1847**

**AN ORDINANCE CONCERNING TREE REMOVAL PERMITS AND AMENDING
CHAPTER XIII OF THE BOROUGH CODE ENTITLED “TREE PROTECTION”**

WHEREAS, the governing body wishes to simplify the appeal process set forth in the Borough Tree Protection 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 XIII of the Borough Code Entitled “Tree Protection” is hereby amended as follows:

Section 1. Section 13-16 entitled “Appeal Procedure” is amended to read as follows:

“§ 13-16 APPEAL PROCEDURE.

“a. Any person who is aggrieved by the action of the Tree Conservation Officer or any other municipal official in the enforcement of the Tree Protection Ordinance may file a written appeal with the Shade Tree Committee. Such appeal shall be made within 10 days of the written decision of the Tree Conservation Officer (or other municipal official). The Shade Tree Committee shall hear the appeal at a public hearing within 30 days after the appeal is filed. Notice of the hearing date shall be given by the applicant to the Building Inspector, Tree Conservation Officer, the Environmental Commission and the owners of all abutting real property as shown on the current tax duplicates located within 200 feet in all directions of the property which is the subject of such hearing. Parties may appear in person or by attorney and [T]he Shade Tree Committee may reverse, affirm, or modify such action of the Tree Conservation Officer, or other municipal official.

~~“b. Any person aggrieved by a decision of the Shade Tree Committee may appeal therefrom by letter to the governing body. Such appeal shall be made within 10 days of the written decision of the Shade Tree Committee. The governing body shall hear the appeal within a period of 30 days from the date of receipt of the letter. Appellant shall give at least 10 written days' notice of the hearing to the owners of all lands within 200 feet of the affected lot or parcel. All interested parties may appear in person or by attorney and shall have an opportunity to be heard. The governing body shall render a decision affirming, reversing or modifying the decision of the Shade Tree Committee or Tree Conservation Officer upon terms and conditions as it shall deem appropriate.~~

“c. Appeals from decisions of the approving authority shall be taken in accordance with the Municipal Land Use Law and the Borough Land Development

Ordinances. ~~Ten copies of the petition of appeal and all supporting plans and documentation must be submitted to the Borough Clerk or the appeal shall be deemed incomplete."~~

Section 2. The latest version of the Housing Code as revised by this ordinance shall be annexed to Borough Code Section 11-2.4, in accordance with the terms of that section

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

Introduction: _____

1st Publication: _____

Public Hearing and Adoption: _____

2nd Publication: _____

**BOROUGH OF BERNARDSVILLE
ORDINANCE NO. 20-1848**

**AUTHORIZING THE ACQUISITION BY PURCHASE OR CONDEMNATION OF
THE REAL PROPERTY LOCATED AT 210 NORTH FINLEY AVENUE, BLOCK
175, LOT 25, BERNARDSVILLE, NEW JERSEY NOW OWNED BY ALTOMARE
REALTY INC.**

WHEREAS, the New Jersey Supreme Court, through its rulings in In re Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Hous., 221 N.J. 1 (2015) (Mount Laurel IV); Hills Dev. Co. v. Twp. of Bernards 103 N.J. 1 (1986) (Mount Laurel III); S. Burlington Cty. NAACP v. Twp. of Mount Laurel, 92 N.J. 158 (1983) (Mount Laurel II); . Burlington Cty. NAACP v. Twp. of Mount Laurel, 67 N.J. 151,174 (1975) (Mount Laurel I) (the “Mount Laurel Decisions”), has determined that municipalities in New Jersey have a constitutional obligation to provide a realistic opportunity for a fair share of its region's present and prospective needs for housing for low and moderate income families; and

WHEREAS, the New Jersey State Legislature, in response to the Mount Laurel Decisions, adopted the Fair Housing Act, N.J.S.A. 53:27D-301 *et seq.* to codify the obligation of municipalities to provide a realistic opportunity for housing for low and moderate income families; and

WHEREAS, the Borough recognizes its obligation under the State Constitution, as further set forth in the Mount Laurel Decisions and the Fair Housing Act, to provide a realistic opportunity for housing for low and moderate income individuals and families; and

WHEREAS, on July 6, 2015, the Borough filed a declaratory judgment action, in accordance with Mount Laurel IV, seeking a declaration of its compliance with the Mount Laurel Decisions and the Fair Housing Act (the “Action”); and

WHEREAS, The Fair Share Housing Center (FSHC) intervened in the Action and, with the assistance of a special master, reached a settlement with the Borough (the “Fair Share Settlement”, annexed herein as Exhibit A) which sets forth the manner in which the Borough will ensure the opportunity for housing for low and moderate income families; and

WHEREAS, in accordance with the Fair Share Settlement, the Borough has determined to provide for the construction of affordable housing on certain Borough-owned properties, and to acquire other properties as it deems necessary in order to provide for the construction of affordable housing; and

WHEREAS, in the Fair Share Settlement, the Borough has identified the property located at 210 North Finley Avenue and shown on the tax maps of the Borough of Bernardsville as Block 175, Lot 25 as a site for the development of 20 units of 100% Affordable Senior Rental housing; and

WHEREAS, in accordance with N.J.S.A. 40A:12-5(a)(1) “any municipality, by ordinance, may provide for the acquisition of any real property, capital improvement, or personal property: (1) by purchase, gift, devise, lease, exchange, or condemnation;” and

WHEREAS, an appraiser retained by the City, Integra Realty Resources, determined the value of the Property to be \$ 890,000.00 as more fully set forth in the Appraisal entitled “Appraisal of Real Property- 210 North Finley Ave. Bernardsville, Somerset County, New Jersey 07924” dated May 15, 2020, which is attached hereto as Exhibit B and made a part of this Ordinance; and

WHEREAS, the Borough Council wishes to authorize the Mayor and/or her designee to negotiate for the acquisition of the Property in an amount not to exceed the appraised value for the Property, and if negotiated purchase cannot be effectuated, to initiate eminent domain actions to acquire title to the Property under the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq. so long as all legal prerequisites for eminent domain are satisfied and to thereafter prosecute such eminent domain actions to completion and to arrange for the Borough to satisfy any judgments entered in such eminent domain proceedings.

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

Section 1. The appraisal of the Property prepared by the firm of Integra Realty Resources, LLC on behalf of the Borough is hereby accepted and approved in its entirety, including but not limited to the appraised value of \$ 890,000.00.

Section 2. After the effective date of this Ordinance, the Borough shall reserve the sum of \$750,000 From Bond Ordinance 19-1797 Providing for the Acquisition of Lands for Affordable Housing Purposes in and by the Borough of Bernardsville, And \$140,000 From The Borough Affordable Housing Trust Fund For A Total Of \$890,000.00, and the Chief Financial Officer has certified the availability of funds for the purposes set forth herein.

Section 3. The Mayor and/or her designee are hereby authorized to negotiate for the acquisition by voluntary purchase and, if voluntary purchase cannot be effectuated, to carry out the condemnation of 210 North Finley Avenue and shown on the tax maps of the Borough of Bernardsville as Block 175, Lot 25 (the “Property”) in the amount not to exceed the

appraised value of the Property for the purpose of providing an opportunity for opportunity for housing for low and moderate income individuals and families.

Section 4. The Mayor and/or her designee are hereby authorized to execute any and all agreements and other legal documents necessary to accomplish the acquisition of the Property, including but not limited to a written offer for the purchase of the aforementioned property, land sale contracts and deeds for the sale of the Property and Verified Complaints, Declarations of Taking, and any other necessary documents for eminent domain proceedings for the Property in accordance with the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq.

Section 5. In conjunction with said acquisition, the Borough hereby reserves and shall reserve any and all rights it had or may have to recover in any subsequent or pending action or by any administrative means, all costs of remediation and/or clean-up of contamination and/or removal of solid waste that have been incurred or may be incurred in the future by reason of conditions which were in existence as of or prior to the date of vesting of title and possession of the Property in the name of the City.

Section 6. In conjunction with said acquisition, the Borough hereby reserves and shall reserve the right to seek in its sole discretion, any and all available legal, administrative and equitable remedies to compel the record owners and/or responsible parties to remediate and/or clean up the Property in accordance with applicable state and federal statutory and regulatory provisions or to remove solid waste. The Borough is not and shall not be liable for the clean-up and removal costs of any discharge which occurred or began prior to the City's ownership.

Section 7. The Mayor, Borough Council, and such other officials, consultants, agents, employees and professionals of the Borough as may be necessary and appropriate are hereby authorized and directed to take any and all actions necessary to effectuate the purposes of this Ordinance.

Section 8. A copy of the Ordinance and any agreements authorized herein shall be placed on file with the Borough Clerk's Office.

Section 9. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

Section 10. This Ordinance shall take effect in accordance with the laws of the State of New Jersey after final passage and publication.

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

Mary Jane Canose, Mayor

Introduction:

1st Publication:

Public Hearing and Adoption:

2nd Publication:

STATEMENT

This Ordinance authorizes the acquisition by purchase or condemnation of the property located at 210 North Finley Avenue and shown on the tax maps of the Borough of Bernardsville as Block 175, Lot 25 in the amount not to exceed the appraised value of \$ 890,000.00 as of May 15, 2020.

**BERNARDSVILLE BOROUGH
ORDINANCE #2020-1849**

**AN ORDINANCE APPROPRIATING \$11,000 FROM THE BOROUGH OPEN SPACE
TRUST FUND FOR REIMBURSEMENT TO THE SOMERSET HILLS LITTLE
LEAGUE FOR RENOVATIONS TO THE KIWANIS LITTLE LEAGUE FIELD**

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

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

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

WHEREAS, Somerset Hills Little League has contracted with Georgia Golf Construction, Inc. of Woodbine NJ for the repair and renovations of the Kiwanis Little League Field for a total estimated cost of \$21,550; and

WHEREAS, the Somerset Hills Little League has requested that the town contribute 50% of the cost of the project; and

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

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

Section 1. Eleven Thousand (\$11,000) dollars is hereby appropriated from the Borough Open Space Trust fund to fund the developments described above.

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

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

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

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

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

Introduction: _____

First Publication: _____

Public Hearing and Adoption: _____

2nd Publication: _____

ORDINANCE #2020-1850

**ORDINANCE OF THE BOROUGH OF BERNARDSVILLE, N.J.
AUTHORIZING THE ACQUISITION BY PURCHASE OR
CONDEMNATION OF THE REAL PROPERTY LOCATED AT 63
BERNARDS AVENUE, BLOCK 102, LOT 12, BERNARDSVILLE,
NEW JERSEY NOW OWNED BY THE ESTATE OF MICHAEL
MENNELLA.**

WHEREAS, the New Jersey Supreme Court, through its rulings in In re Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Hous., 221 N.J. 1 (2015) (Mount Laurel IV); Hills Dev. Co. v. Twp. of Bernards 103 N.J. 1 (1986) (Mount Laurel III); S. Burlington Cty. NAACP v. Twp. of Mount Laurel, 92 N.J. 158 (1983) (Mount Laurel II); . Burlington Cty. NAACP v. Twp. of Mount Laurel, 67 N.J. 151,174 (1975) (Mount Laurel I) (the “Mount Laurel Decisions”), has determined that municipalities in New Jersey have a constitutional obligation to provide a realistic opportunity for a fair share of its region's present and prospective needs for housing for low and moderate income families; and

WHEREAS, the New Jersey State Legislature, in response to the Mount Laurel Decisions, adopted the Fair Housing Act, N.J.S.A. 53:27D-301 *et seq.* to codify the obligation of municipalities to provide a realistic opportunity for housing for low and moderate income families; and

WHEREAS, the Borough recognizes its obligation under the State Constitution, as further set forth in the Mount Laurel Decisions and the Fair Housing Act, to provide a realistic opportunity for housing for low and moderate income individuals and families; and

WHEREAS, on July 6, 2015, the Borough filed a declaratory judgment action, in accordance with Mount Laurel IV, seeking a declaration of its compliance with the Mount Laurel Decisions and the Fair Housing Act (the “Action”); and

WHEREAS, The Fair Share Housing Center (FSHC) intervened in the Action and, with the assistance of a special master, reached a settlement with the Borough (the “Fair Share Settlement”, annexed herein as Exhibit A) which sets forth the manner in which the Borough will ensure the opportunity for housing for low and moderate income families; and

WHEREAS, in accordance with the Fair Share Settlement, the Borough has determined to provide for the construction of affordable housing on certain Borough-owned properties, and to acquire other properties as it deems necessary in order to provide for the construction of affordable housing; and

WHEREAS, in the Fair Share Settlement, the Borough has identified the property located at 63 Bernards Avenue and shown on the tax maps of the Borough of Bernardsville as Block 102, Lot 12 as a site for the development of

Affordable Rental housing; and

WHEREAS, in accordance with N.J.S.A. 40A:12-5(a)(1) “any municipality, by ordinance, may provide for the acquisition of any real property, capital improvement, or personal property: (1) by purchase, gift, devise, lease, exchange, or condemnation;” and

WHEREAS, an appraiser retained by the City, Integra Realty Resources, determined the value of the Property to be \$ 1,020,000.00 as more fully set forth in the Appraisal entitled “Appraisal of Real Property- 63 Bernards Avenue, Bernardsville, Somerset County, New Jersey 07924” dated July 22, 2020, which is attached hereto as Exhibit B and made a part of this Ordinance; and

WHEREAS, the Borough Council wishes to authorize the Mayor and/or her designee to negotiate for the acquisition of the Property in an amount not to exceed the appraised value for the Property, and if negotiated purchase cannot be effectuated, to initiate eminent domain actions to acquire title to the Property under the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq. so long as all legal prerequisites for eminent domain are satisfied and to thereafter prosecute such eminent domain actions to completion and to arrange for the Borough to satisfy any judgments entered in such eminent domain proceedings.

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE BOROUGH OF NEWARK, NEW JERSEY THAT:

Section 1. The appraisal of the Property prepared by the firm of Integra Realty Resources, LLC on behalf of the Borough is hereby accepted and approved in its entirety, including but not limited to the appraised value of \$ 1,020,000.00.

Section 2. After the effective date of this Ordinance, the Borough shall reserve the sum of \$1,020,000.00 from the Bernardsville Affordable Housing Trust Fund and the Chief Financial Officer has certified the availability of funds for the purposes set forth herein.

Section 3. The Mayor and/or her designee are hereby authorized to negotiate for the acquisition by voluntary purchase and, if voluntary purchase cannot be effectuated, to carry out the condemnation of 63 Bernards Avenue and shown on the tax maps of the Borough of Bernardsville as Block 102, Lot 12 (the “Property”) in the amount not to exceed the appraised value of the Property for the purpose of providing an opportunity for opportunity for housing for low and moderate income individuals and families.

Section 4. The Mayor and/or her designee are hereby authorized to execute any and all agreements and other legal documents necessary to

accomplish the acquisition of the Property, including but not limited to a written offer for the purchase of the aforementioned property, land sale contracts and deeds for the sale of the Property and Verified Complaints, Declarations of Taking, and any other necessary documents for eminent domain proceedings for the Property in accordance with the Eminent Domain Act of 1971, N.J.S.A. 20:3-1 et seq.

Section 5. In conjunction with said acquisition, the Borough hereby reserves and shall reserve any and all rights it had or may have to recover in any subsequent or pending action or by any administrative means, all costs of remediation and/or clean-up of contamination and/or removal of solid waste that have been incurred or may be incurred in the future by reason of conditions which were in existence as of or prior to the date of vesting of title and possession of the Property in the name of the City.

Section 6. In conjunction with said acquisition, the Borough hereby reserves and shall reserve the right to seek in its sole discretion, any and all available legal, administrative and equitable remedies to compel the record owners and/or responsible parties to remediate and/or clean up the Property in accordance with applicable state and federal statutory and regulatory provisions or to remove solid waste. The Borough is not and shall not be liable for the clean-up and removal costs of any discharge which occurred or began prior to the City's ownership.

Section 7. The Mayor, Borough Council, and such other officials, consultants, agents, employees and professionals of the Borough as may be necessary and appropriate are hereby authorized and directed to take any and all actions necessary to effectuate the purposes of this Ordinance.

Section 8. A copy of the Ordinance and any agreements authorized herein shall be placed on file with the Borough Clerk's Office.

Section 9. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

Section 10. This Ordinance shall take effect in accordance with the laws of the State of New Jersey after final passage and publication.

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

Mary Jane Canose, Mayor

Introduction:

1st Publication:

Public Hearing and Adoption:

2nd Publication:

STATEMENT

This Ordinance authorizes the acquisition by purchase or condemnation of the property located at 63 Bernards Avenue and shown on the tax maps of the Borough of Bernardsville as Block 102, Lot 12 in the amount not to exceed the appraised value of \$ 1,020,000.00 as of July 22, 2020.

**BERNARDSVILLE BOROUGH
ORDINANCE #2020-1851**

**AN ORDINANCE ESTABLISHING AN EXPIRATION DATE FOR CONSTRUCTION
RECORDS CLEARANCE CERTIFICATES AND SUPPLEMENTING AND AMENDING
CHAPTER XII OF THE BOROUGH CODE ENTITLED "BUILDING AND HOUSING"**

WHEREAS, Zoning Officer Geoff Price has recommended that Section 12-4 of the Borough Code be amended to provide that construction records clearance certificates only be valid for 90 days from the issue date;

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 Code entitled "Building and Housing" is hereby supplemented and amended as follows:

Section 1. Paragraph "a" of subsection 12-4.1 of Section 12-4 entitled "Construction Records Clearance Certificate" is amended to read as follows:

12-4 CONSTRUCTION RECORDS CLEARANCE CERTIFICATE

12-4.1 When Required.

a. No building or structure shall be occupied in whole or in part prior to the issuance of a certificate of construction records clearance (CRC). A **current** CRC shall be required prior to the sale of any residential or commercial structure and prior to the rental of any tenant space in a commercial structure within the Borough. ***All CRC's shall expire ninety (90) days from the date of their issuance.***

.****

Section 2. In all other respects, section 12-4 shall remain unchanged.

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

Section 4. In case any article, section or provision of this ordinance shall be held

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

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

ATTEST:

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

Anthony Suriano, Clerk

By: _____
Mayor Jane Canose, Mayor

Introduction: _____

1st Publication: _____

Public Hearing and Adoption: _____

2nd Publication: _____

DRAFT FOR REVIEW ONLY

BERNARDSVILLE BOROUGH ORDINANCE #2020-1852

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

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

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

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

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

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

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

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

12-23.15 Signs.

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

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

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

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

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

(a) ~~Composition.~~

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

longer available.

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

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

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

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

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

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

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

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

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

~~(a) No real estate sign may be illuminated.~~ ***The premises advertised as available is completely vacant of all occupants, the lease for the premises advertised will expire within four (4) months or the current occupant of the premises advertised has stated in writing his intent to vacate the premises within four (4) months.***

~~(b) Real estate signs shall be not more than six (6) square feet in area in residential zones and not more than twelve (12) square feet in area in nonresidential zones.~~ ***Real estate signs may be displayed on existing signs on the premises otherwise meeting the requirements of this Section 12-12.15 providing:***

(i) the sign to which the real estate sign is attached was in existence four (4) months preceding the date of such attachment;

(ii) the real estate sign does not obscure any other text on the sign to which it is attached; and

(iii) the vertical font size of such real estate sign is not larger than 2 inches.

~~(c) Real estate signs may contain not more than three colors.~~ ***Not more than one (1) real estate sign may be placed in one of the ground floor or upper floor windows of the vacant or to be vacated premises provided such sign does not cover more than 25% of that window.***

~~(d) Not more than one (1) real estate sign, which may be double-faced, shall be placed on a property.~~ ***If an entire building is vacant or will become vacant within four (4) months, not more than one (1) ground mounted sign, which may be doubled-faced, may be placed on the property on which the building is located.*** If a property has frontage on two (2) or more streets, other than two (2) streets joining at a corner of the property, two (2) signs may be

placed on the property but only one on any street.

- (e) All real estate signs shall be removed within seven (7) days of sale or complete rental of the property.
 - (f) ~~No property shall have a real estate sign displayed for more than six (6) months in any twelve (12) month period without the permission of the Borough Council.~~
 - (g) ~~Real estate signs advertising the rental of any portion of the premises may only be displayed for the period commencing four (4) months prior to the expiration of a lease through the signing of a new lease and shall be subject to the six (6) month limitation set forth in paragraph (f) above.~~
2. ~~Campaign signs announcing or advertising any political, educational, charitable, civic, professional, religious or like campaign or event. However, such signs shall not be permitted for a period exceeding sixty (60) days in any calendar year, shall not exceed twelve (12) square feet in area, and shall be removed within seven (7) days of the conclusion of the campaign or event.~~
2. Signs are permitted on construction sites for the duration of the construction period as follows:
- (a) Major subdivisions: One (1) on-tract sign not exceeding eight (8) feet in height or thirty-two (32) square feet in area.
 - (b) New single family residence: One (1) or more signs on a lot none of which exceed six (6) feet in height. The total, aggregate area of signs may not exceed twenty-four (24) square feet per lot.
 - (c) Other construction including additions, alterations and repairs: One (1) sign not exceeding six (6) feet in height or eight (8) square feet in area.
 - (d) All such signs shall be on the subject property and shall be beyond the street right-of-way.
3. Farmers' signs advertising the sale of farm products produced within the Borough. *They **Such sign*** shall not exceed ~~6~~ **24** square feet in area. The signs shall be removed during seasons when products are not being offered for sale. Not more than two (2) such signs shall be erected on any one (1) property.
4. Signs announcing any educational, charitable, civic, or religious ~~or like~~ special event to be held in the Borough ~~shall be permitted in all zones.~~ ***provided however, that ~~S~~such*** signs, ~~however,~~ shall not be permitted for a period exceeding fourteen (14) days per special event in any one (1) calendar year, shall not exceed twelve (12) square feet in area and shall be removed within forty-eight (48) hours of the conclusion of the event. There shall be not more than six (6) off-site signs, Borough-wide, advertising any special event and no group shall be allowed to erect temporary off-site signs pursuant to this subsection for more than four (4) special events per year. ***Signs under this subsection are subject to the limitations set forth in subsection 8*** ~~No off site signs shall be erected without permission of the property owner(s) and no signs shall be erected in the right of way without the permission of the Borough Zoning Officer. Furthermore, no signs shall be posed in a County or State right of way without the permission of the appropriate authority. No temporary sign may be erected:~~
- ~~(a) Where it may interfere with the ability of a person to see the street or highway ahead or official signs, signals or traffic control devices.~~
 - ~~(b) Within the limits of traffic circles, median strips, great separations or interchanges.~~
 - ~~(c) \Which is affixed to, suspended from, or made part of any highway structure or appurtenances.~~
 - ~~(d) Which contains any lights.~~

~~(e) Which contains advertising of any kind.~~

5. ***Signs relating to any political campaign shall be permitted in all zones. Such signs shall not exceed twelve (12) square feet in area, shall not be permitted prior to sixty [60] days of the election to which they relate and shall be removed within seven (7) days of such election. Signs under this subsection shall be subject to the limitations set forth in subsection 8.***

6. Announcements of the sale of an individual's personal property. ~~Such signs~~ shall not exceed six (6) square feet in area and shall not be displayed for a period exceeding thirty-one (31) days in any calendar year.

7. ***Temporary*** ~~Window~~ signs or lettering advertising sales or events in conjunction with permanent signs or lettering shall not cover more than ~~a total of~~ twenty-five (25%) percent of the ***total aggregate*** window area and shall be removed within three (3) days after termination of the sale or event advertised by the sign.

8. ***Notwithstanding the foregoing, temporary signs shall not:***

(a) Be erected without permission of the property owner(s);

(b) Be erected in a Borough right-of-way without the permission of the Borough Zoning Officer;

(c) Be erected in a County or State right-of-way without the permission of the appropriate authority.

(d) Be erected where it may interfere with the ability of a person to see the street or highway ahead or official signs, signals or traffic control devices.

(e) Be erected within the limits of traffic circles, median strips, grate separations or interchanges.

(f) Be affixed to, suspended from, or made part of any highway structure or appurtenances.

(g) Contains any lights.

(h) Contain subject matter not relating to that permitted for that sign by this subsection.

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

1. One (1) customary professional sign or nameplate sign for a permitted use not more than two (2) square feet in area, which may be either a non-illuminated or an illuminated non-flashing sign, provided the direct source of light is shielded in such a manner that it is not visible from the street or any adjoining residential property unless said source is a porch light or a lamp post light.

2. A sign deemed necessary to the public welfare by the Governing Body or any other sign required by law.

3. Except for temporary signs, none of the signs permitted in the residential districts shall be erected nearer any street or road than half of the setback required for the principal building to be erected on said plot, provided that a nameplate sign not more than one (1) square foot in area as regulated above may be placed anywhere within the front yard.

4. Temporary signs permitted under section (b).

d. ~~Signs in the Nonresidential Zone Districts~~ ***Industrial Zone District.*** In all ~~nonresidential~~ ***industrial zone*** districts, no sign shall be permitted which is not accessory to the business

conducted on the property. Signs in such districts shall comply with design standards stated in subsection 12-23.15a. Any such sign must be erected only upon an entrance wall or wall fronting on a street, except as provided below, and must comply with the following requirements:

1. No wall sign shall extend further than six (6) inches from the face of the building upon which it is attached, provided however, that where a sign extends more than three (3) inches from the face of the wall, the bottom of the sign shall not be closer than ten (10) feet from the ground level below the sign.
2. The maximum height of any single sign shall not exceed twenty (20%) percent of the height of the building or five (5) feet and the maximum width shall not exceed ninety (90%) percent of the width of the ~~store front~~ **building facade** to which the sign is attached.
3. The total sign area for all signs permitted on the face of any building shall not exceed five (5%) percent of the area of the face of the building upon which such sign or signs are attached.
4. Signs mounted at right angles to the face of a building shall not extend closer than ten (10) feet from the ground level below the sign. They shall not extend above the wall on which they are mounted. No sign shall project more than three (3) feet from the building line or exceed twelve (12) square feet in area.
5. If more than one (1) sign is permitted on a site or building the signs shall be compatible with each other and with the character of the site and shall not obscure other signs or architectural features.
6. Window signs, including interior signs within two (2) feet of window surfaces, shall not exceed twenty (20%) percent of the area of each window upon which such signs are displayed.
7. ~~Industrial Commercial~~ properties are permitted freestanding signs subject to the following restrictions.
 - (a) There may be only one (1) freestanding sign per lot.
 - (b) The sign shall be located at least four (4) feet from a street right-of-way line or property line and at least fifty (50) feet from the point of intersection of the side lines of any two (2) streets.
 - (c) The sign shall have a solid background which shall not exceed ten (10) square feet in area nor more than three (3) feet in width.
 - (d) The top of the sign shall be located no more than eight (8) feet above the ground below the sign nor more than eight (8) feet above the curb line of the street immediately opposite the sign.
8. Provided there is no freestanding sign as provided in paragraph 7 above, ~~an commercial~~ **industrial** property having a street frontage of at least three hundred (300) feet shall be permitted one (1) freestanding sign, subject to the following limitations and requirements:
 - (a) The sign shall contain only the name of the ~~commercial~~ **industrial** property or facility or the brand or the manufacturer's name of the principal product sold or the service rendered.
 - (b) The top of the sign shall not extend more than fifteen (15) feet above the ground surface below the sign.
 - (c) The total area of the sign shall not exceed thirty (30) square feet.
 - (d) The bottom of the sign shall be at least ten (10) feet above the ground level below the

sign.

- (e) Subject to the requirement in paragraph (d) above, one (1) sign for each ~~business~~ **industrial use establishment** located on the premises may be suspended below the principal sign surface. Each such sign shall contain only the name of the business establishment, and each sign shall not exceed one (1) foot in height and five (5) feet in width.

9. Provided there be no wall sign, a sign may be erected on sloping roofs, including gambrel and mansard roofs, or on roof facias, overhangs and marquees subject to the following limitations and requirements:

- (a) There shall be only one (1) such sign for each commercial industrial user.
- (b) The top of the sign shall be located at least one (1) foot below the highest point of the roof of the building.
- (c) The height of the sign shall not exceed three (3) feet or fifteen (15%) percent of the height of the building, whichever is less.
- (d) The width of the sign shall not exceed fifteen (15) feet or fifty (50%) percent of the width of the roof of other structures to which it is attached, whichever is less.

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

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

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

3. One (1) freestanding price sign shall be permitted for each frontage and be located no closer than six (6) feet from the property boundary lines. Area shall not exceed six (6) square feet and maximum height shall be eight (8) feet from the grade below.
4. *Except as expressly permitted in the paragraph fueling stations signs shall comply with the provisions set forth in Section 12-23.15 (a) and (b).*

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

1. *Intent. Signage in Downtown Bernardsville should be subordinate to the building. The building becomes the signage that characterizes the downtown. Signage in the Downtown District should also be appropriately scaled to the pedestrian instead of the automobile. The intent is to encourage a variety of signage types that clearly identify businesses and other uses, but in a manner that enhances the streetscape and the pedestrian experience.*
2. *Permitted Signs. In addition to the standards in this section, the following signs and associated standards shall apply to signage in the Downtown District. Where standards below conflict with other standards in this Chapter, the standards for signs in the Downtown District shall control.*

(a) Awning Signs

- (1) Awning signs shall be limited to the valance of the awning.*
- (2) Awning signs shall have a maximum height of 1.5 ft. and a maximum area of 60% of the awning valance.*
- (3) Awning signs shall be limited to one per storefront awning and located above ground story windows and doors only.*
- (4) Awning signs shall not be internally illuminated.*

(b) Canopy Signs

- (1) Canopy signs shall have a maximum height of 2 ft. and a maximum area of 50 sq. ft.*
- (2) Canopy signs may not project more than 1 ft. from the face of the canopy.*
- (3) Canopy signs shall not extend beyond the ends of the canopy.*
- (4) Canopy signs shall be limited to one sign per canopy and only permitted if no wall or awning sign exists on the facade.*
- (5) Canopy signs may be internally or externally illuminated. Internal illumination shall be limited to the letters and/or logo.*

(c) Small Ground-mounted Signs

- (1) Small ground-mounted signs shall be limited to 2 sides; shall have a maximum height of 6 ft. above grade; a maximum depth of 2 ft.; and a maximum area of 5 sq. ft. per side.*
- (2) Small ground-mounted signs shall be limited to one sign per lot frontage. One additional ground-mounted sign is allowed in increments of 100 ft. of additional lot frontage.*
- (3) Small ground-mounted signs shall set back a minimum of 2.5 ft. from the lot line facing primary or secondary street and a minimum of 5 ft. from all other lot lines.*
- (4) Small ground-mounted signs shall not be internally illuminated.*
- (5) Small ground-mounted signs may be masonry, wood, metal, or a composite material with similar properties. The signs should complement the architecture of the*

principal building on the same lot.

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

- (1) Large ground-mounted signs shall be limited to 2 sides; shall have a maximum height of 6 ft. above the base; a maximum depth of 2 ft.; and a maximum area of 40 square ft. The base of a ground-mounted sign shall have a maximum height of 2 ft.*
- (2) Large ground-mounted signs shall contain no content other than that identifying the occupants and property manager of the building or buildings on the lot on which the sign is erected.*
- (3) The maximum area of the sign and its structure shall be 100 sq. ft.*
- (4) Large ground-mounted signs shall be limited to one sign per lot frontage. One additional ground-mounted sign is allowed for lots 1000 ft. wide and greater.*
- (5) Large ground-mounted signs may only be used on lots having a frontage parallel to the street of 100 feet or more.*
- (6) Large ground-mounted signs shall be set back a minimum of 5 ft. from the primary or secondary street lot line and a minimum of 10 ft. from all other lot lines.*
- (7) Large ground-mounted signs may be internally or externally illuminated.*

(e) Projecting Signs

- (1) Projecting signs shall be limited to 2 sides, shall have a maximum height of 3 ft.; a maximum projecting width of 4 ft.; a maximum depth of 6 in.; and a maximum area of 4 sq. ft. per side. The sign shall have a minimum of 6 inches and a maximum of 12 inches of space between facade and sign.*
- (2) Projecting signs shall be wood, metal, or a composite material with an appearance similar to wood or metal.*
- (3) Projecting signs shall be limited to one sign per tenant space.*
- (4) Projecting signs shall be located between ground story window and door heads and second story window sills. In single story buildings, projecting signs shall not extend above roof eaves on a sloped roof or above the surface of a flat roof.*
- (5) Projecting signs shall not be internally illuminated.*

(f) Wall Signs

- (1) Wall signs shall have a maximum area of 1 sq. ft. per linear foot of facade.*
- (2) Wall signs shall not extend above roof eaves on a sloped roof or above the parapet on flat roofs.*
- (3) Wall signs shall not project more than 1 ft. from the face of the facade.*
- (4) Wall signs shall not cover windows or doors.*
- (5) Wall signs may be internally or externally illuminated. Internal illumination shall be limited to the letters and/or logo.*

(g) Window Signs

- (1) Window signs shall be permitted only in ground floor windows.*
- (2) The content of window signs in the Downtown Districts shall be limited to the name of the entity, the date the business was established, a logo, and the street number of the premises.*
- (3) Permanent signs shall be either etched or painted on the window.*
- (4) Signs may not cover more than 20% of the area of the window.*
- (5) In addition to the signs permitted above: restaurants may place in the window a current menu of no greater than two pages sized 8.5 inches by 14 inches; and movie theaters may place standard sized movie posters*

Note: See Attachment 3 for Illustrations of Sign Examples.

Attachment 3



Examples of Awning Signs

Examples of Canopy Signs



Examples of Small Ground-mounted Signs

Examples of Large Ground-mounted Signs



Examples of Projecting Signs

Examples of Wall Mounted Signs


RESOLUTION 20-194A

AUTHORIZING PAYMENT OF BILLS

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

01 State & Federal Grants	\$	1,816.82
04 Escrow	\$	1,163.93
06 Outside Employment	\$	-
10 Current Fund	\$	139,068.24
19 Other Trusts	\$	13,193.87
20 Payroll	\$	-
33 Capital Fund	\$	3,338.76
40 Sewer Utility Fund	\$	16,270.53
55 Sewer Capital	\$	-
70 COAH Trust	\$	2,586.30
71 Fire Prevention Trust	\$	-
72 Open Space Trust	\$	-
73 Police Law Enforcement	\$	-
74 Public Defender Trust	\$	-
85 Recreation Trust	\$	7,725.00
TOTAL	\$	185,163.45

Administrator Approval 7/30/20


Ralph Maresca

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 August 10, 2020.

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/29/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2228	6755 - ADVANCED DRONE CONSULTANTS	PO 104599 DRONE TRAINING AND POLICY DEVELOPMENT A		1,750.00	
	01-G19-0110-0368 POLICE DONATIONS (2018)		797.76		
	01-G17-0110-0400 EMAA/OEM 2015 - Chap.159		952.24		1,750.00
2229	6738 - HVI SERVICES, LLC	PO 104388 Recycle Asphalt and Concrete from Road R		66.82	
	01-G19-0110-0380 RECYCLING TONNAGE GRANT (2016)		66.82		66.82
TOTAL					----- 1,816.82
Total to be paid from Fund 01 STATE & FEDERAL GRANTS		1,816.82			
		=====			
		1,816.82			

List of Bills - (0410101001000) CASH - ESCROW ESCROW

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/30/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2500	6334 - CURRENT FUND - MILLINGTON	PO 106367 ESCROW INTEREST TO CURRENT - APR-JUNE 20		276.18	
	04-203-5510-0002	ESCROW-DUE CURRENT-INTEREST	276.18		276.18
2501	1307 - FERRIERO ENGINEERING, INC	PO 106382 5/14/20 Review plans. Principal Engineer		560.00	
	04-280-7011-0103	DISBURSEMENTS - TARTAGLIONE/MARSON POOLS	560.00		
		PO 106387 6/17/20 Review file and plans, prep email		70.00	
	04-280-7000-0041	ADVANTAGE CONTRACTING LLC	70.00		
		PO 106388 6/17/20 Review file and email on drywell		35.00	
	04-280-7000-0103	ESCROW DISBURSEMENT- CARUSO (STORMWATER)	35.00		
		PO 106389 6/5/20 Review lot development plan and p		222.75	
	04-280-7013-0103	DISBURSEMENTS - LAFFEY - STORMWATER	222.75		887.75
TOTAL					1,163.93
Total to be paid from Fund 04 ESCROW		1,163.93	=====		
		1,163.93			

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/29/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
256	4351 - APRUZZESE,McDERMOTT,MASTRO&MURPHY 19-285-0500-8002	PO 106365 JUNE 2020 GENERAL LABOR SERVICES - ACCT# STORM RECOVERY TRUST - COVID-19	3,751.50	3,751.50	3,751.50
257	6839 - KINGS SUPERMARKET 19-285-0500-8002	PO 106364 2 THERMOMETERS FOR COVID TESTING STORM RECOVERY TRUST - COVID-19	159.98	159.98	159.98
258	6906 - LUXFER MAGTECH, INC 19-285-0500-8002	PO 106205 Emergency Meals with 5 year shelf life f STORM RECOVERY TRUST - COVID-19	2,200.42	2,200.42	2,200.42
259	57 - NJ AMERICAN WATER CO. 19-285-0500-5001	PO 106384 NJ AMERICAN WATER 6/6/20-7/8/20* RESERVE FOR RAILROAD STATION	59.87	59.87	59.87
260	3738 - R&R IRRIGATION CO. INC 19-285-0500-5001	PO 106076 Train Station Sprinkler Repairs RESERVE FOR RAILROAD STATION	385.00	385.00	385.00
261	5108 - SERVICEMASTER ABSOLUTE CLEANING LLC 19-285-0500-8002	PO 106246 PRE-CONTAMINATION COVID-19 DISINFECTING STORM RECOVERY TRUST - COVID-19	4,091.00	4,091.00	4,091.00
262	6798 - SERVPRO OF SW MORRIS COUNTY 19-285-0500-8002	PO 105657 CLEAN AND SANITIZE POLICE DEPARTMENT & P STORM RECOVERY TRUST - COVID-19	1,480.00	1,480.00	1,480.00
263	3488 - VERIZON 19-285-0500-5001	PO 106375 INTERNET SERVICE AT TRAIN STATION ACC 75 RESERVE FOR RAILROAD STATION	151.99	151.99	151.99
264	90 - VILLAGE SUPER MARKETS 19-285-0500-8002	PO 106292 COVID-19 SUPPLIES STORM RECOVERY TRUST - COVID-19	88.99	88.99	88.99
265	5318 - W.B.MASON CO,INC 19-285-0500-8002	PO 106255 COVID SUPPLIES STORM RECOVERY TRUST - COVID-19	535.60	535.60	
	19-285-0500-8002	PO 106314 COVID SUPPLIES STORM RECOVERY TRUST - COVID-19	289.52	289.52	825.12
TOTAL					13,193.87
Total to be paid from Fund 19 OTHER TRUSTS		13,193.87			
		13,193.87			

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/30/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
6000	124 - JAEGER LUMBER	PO 106313 4x4x12 Posts for Sanitizer Stations		55.52	
	33-215-2910-1000	O/S ORD#2020-1840 - SANITIZER STATIONS	55.52		55.52
6001	6830 - MARAZITI FALCON, LLP	PO 106190 PROFESSIONAL SERVICES CONTRACT - PURCHAS		2,379.00	
	33-215-2902-1003	BOND ORD 19-1797 - COAH LAND - SOFT COST	2,379.00		2,379.00
6002	31 - RECORDER PUBLISHING CO	PO 106340 Notice to Bidder Polo Grounds July 2, 20		94.67	
	33-215-2915-1000	O/S ORD 19-1812 - VARIOUS IMPROVEMENT	94.67		94.67
6003	6303 - SYNCB/AMAZON	PO 106097 Evhome Manual Soap Dispenser		641.57	
	33-215-2910-1000	O/S ORD#2020-1840 - SANITIZER STATIONS	641.57		641.57
6004	3141 - TRAFFIC SAFETY SERVICE LLC	PO 106185 Sanitizer Station Signs		168.00	
	33-215-2910-1000	O/S ORD#2020-1840 - SANITIZER STATIONS	168.00		168.00
TOTAL					3,338.76
Total to be paid from Fund 33 CAPITAL FUND		3,338.76			
		=====			
		3,338.76			

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/30/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
10000	6167 - DIRECT ENERGY BUSINESS	PO 106332 GAS BILLS - 5/29/20*		444.55	
	40-C00-0101-0224 SEWER - NATURAL GAS/DIESEL		444.55		444.55
10001	87 - JCP&L	PO 106423 JCP&L 5/22-6/21/20*		9,688.28	
	40-C00-0101-0227 SEWER - ELECTRICITY		9,688.28		9,688.28
10002	57 - NJ AMERICAN WATER CO.	PO 106420 NJ AMERICAN WATER - 6/5-7/2/20*		104.09	
	40-C00-0101-0229 SEWER - WATER BILLS		104.09		104.09
10003	4835 - ONE CALL CONCEPTS	PO 106310 June 2020 Service		184.47	
	40-C00-0101-0204 SEWER - MISCELLANEOUS		184.47		184.47
10004	4335 - PASSAIC VALLEY SEWERAGE COMISSION	PO 106329 June 2020 Service		2,150.40	
	40-C00-0101-0226 SEWER - SLUDGE REMOVAL		2,150.40		2,150.40
10005	6383 - SUPLEE, CLOONEY & COMPANY	PO 106391 2019 AUDIT & ANNUAL FINANCIALS/ 2020 BUD		3,375.00	
	40-C00-0101-0210 SEWER - AUDIT EXPENSES		3,375.00		3,375.00
10006	61 - VERIZON	PO 106435 TELEPHONE BILLS - JUNE 2020 - 201 X52-12		323.74	
	40-C00-0101-0301 SEWER - TELEPHONE		323.74		323.74
TOTAL					16,270.53
Total to be paid from Fund 40 SEWER UTILITY FUND		16,270.53			
		=====			
		16,270.53			

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/29/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2097	5366 - CGP&H, LLC	PO 106334 PROFESSIONAL SERVICES TO ADMIN BORO HOUS		2,586.30	
	70-286-5685-4013	COAH - ADMINISTRATIVE COSTS	2,586.30		2,586.30
TOTAL					----- 2,586.30
Total to be paid from Fund 70 COAH TRUST		2,586.30	=====		
		2,586.30			

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/29/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
174	6912 - BB TOP SHOT BASKETBALL LLC	PO 106360 GIRLS BASKETBALL INSTRUCTOR		4,140.00	
	85-286-5685-2013	RECREATION TRUST-S.WHELAN GIRLS BASKETBA	4,140.00		4,140.00
175	6853 - CHALLENGE ISLAND ROCKLAND	PO 106354 Online Spring Enrichment Program		100.00	
	85-286-5685-3017	RECREATION TRUST-VIRTUAL STEAM CHALLENGE	100.00		100.00
176	6931 - JACOB ELBERG	PO 106401 REFUND - GIRLS BASKETBALL CAMP		210.00	
	85-286-5685-2013	RECREATION TRUST-S.WHELAN GIRLS BASKETBA	180.00		
	85-286-0200-0002	DUE TO CURRENT - ADMIN FEES	30.00		210.00
177	3716 - JEFF FALZARANO	PO 106362 BASEBALL CAMP INSTRUCTOR		2,400.00	
	85-286-5685-2009	RECREATION TRUST - BASEBALL CAMP	2,400.00		2,400.00
178	6705 - JESS COLLINS	PO 106414 REFUND - SOCCER CAMP W/ USA SOCCER (CANC		255.00	
	85-286-5685-3008	SOCCER ACADEMY USA SOCCER (FALL PRO)	195.00		
	85-286-0200-0002	DUE TO CURRENT - ADMIN FEES	60.00		255.00
179	6866 - NAMASTE 4 KIDS	PO 106355 Online Spring Yoga- 5 participants @ \$30		150.00	
	85-286-5685-3018	RECREATION TRUST - ONLINE YOGA	150.00		150.00
180	6932 - SAMIR SHERIF	PO 106415 REFUND - SOCCER CAMP W/ USA SOCCER (CANC		235.00	
	85-286-5685-3008	SOCCER ACADEMY USA SOCCER (FALL PRO)	195.00		
	85-286-0200-0002	DUE TO CURRENT - ADMIN FEES	40.00		235.00
181	6933 - WALKER CANDELARIO	PO 106416 REFUND - SOCCER CAMP W/ USA SOCCER (CANC		235.00	
	85-286-5685-3008	SOCCER ACADEMY USA SOCCER (FALL PRO)	195.00		
	85-286-0200-0002	DUE TO CURRENT - ADMIN FEES	40.00		235.00
TOTAL					7,725.00
Total to be paid from Fund 85 RECREATION TRUST		7,725.00			
		<u>7,725.00</u>			
		7,725.00			

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/30/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60000	6311 - ACTION DATA SERVICES 10-C00-0110-0205	FINANCE DEPT. - GENERAL EXPENSE PO 106371 PAYROLL INVOICE PERIOD END DATE 7/4/20*	313.14	313.14	313.14
60001	179 - AIRGAS USA, LLC 10-A00-0220-0205	(2019) STREETS & ROADS - GEN. EXPENSE PO 102982 TOOLS & SUPPLIES	45.20	45.20	45.20
60002	1806 - ALLIED OIL LLC (CORP) 10-C00-0315-0220	GASOLINE - PREMIUM GAS PO 106223 GASOLINE - JULY 2020 (ESTIMATE)	3,212.66	3,212.66	3,212.66
60003	5263 - ALPHA DOG SOLUTIONS, INC 10-C00-0112-0207	TECH.INF.SYSTEM - BOROUGH WEBSITE PO 106318 BOROUGH WEBSITE - JULY - DECEMBER 2020	2,840.00	2,840.00	2,840.00
60004	6063 - AMERICAN WEAR, INC 10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE PO 106339 SAFETY WEAR	225.00	225.00	225.00
60005	4351 - APRUZZESE, McDERMOTT, MASTRO&MURPHY 10-C00-0101-0205	HUMAN RESOURCES - GEN. EXPENSE PO 106365 JUNE 2020 GENERAL LABOR SERVICES - ACCT#	6,555.65	6,555.65	6,555.65
60006	6836 - ATLANTIC VISITING NURSE 10-C00-0250-0215	BOARD OF HEALTH-VISITING NURSE PO 106321 3RD Quarter Contract 2020*	1,220.50	1,220.50	1,220.50
60007	239 - BERNARDS TOWNSHIP 10-C00-0250-0225	BOARD OF HEALTH - CONTRACT PO 106322 3RD Quarter 2020 Health Services Contract	22,780.95	22,780.95	22,780.95
60008	5668 - BEYER FORD LLC 10-A00-0246-0206	(2019) VEHICLE MAINT. - POLICE PO 104694 OPEN PURCHASE ORDER FOR POLICE VEHICLE P	4.95	4.95	4.95
60009	5668 - BEYER FORD LLC 10-C00-0246-0206	VEHICLE MAINT. - POLICE PO 106196 301 replace wheel bearing rear wheel	4,000.11	4,000.11	4,000.11
60010	5668 - BEYER FORD LLC 10-C00-0246-0206	VEHICLE MAINT. - POLICE PO 106357 BRAKE PADS AND ROTORS FOR CAR 305	237.13	237.13	237.13
60011	3269 - BRADY DRISCOLL 10-C00-0285-0213	CONSTRUCTION - MILEAGE PO 106337 CONSTRUCTION - MILEAGE 4/1/20-6/30/20	189.75	189.75	189.75
60012	6239 - CHRIS DIACIK 10-C00-0285-0213	CONSTRUCTION - MILEAGE PO 106335 CONSTRUCTION - MILEAGE 4/1/20-6/30/20	294.98	294.98	294.98
60013	6929 - CHRISTINE GONNELLA 10-192-0810-8000	SWIM POOL FEES PO 106398 REFUND - SWIM TEAM	100.00	100.00	100.00
60014	6730 - CLEARY GIACOBBE ALFIERI JACOBS LLC 10-C00-0135-0204	LEGAL SERVICES - MISCELLANEOUS PO 105361 SPECIAL REDEVELOPMENT COUNSEL - NOT TO E	242.00	242.00	
	10-C00-0100-0221	ADMIN. & EXEC. - DOWNTOWN REVITALIZATION PO 106333 SPECIAL REDEVELOPMENT COUNSEL - NOT TO E	830.50	830.50	1,072.50
60015	4239 - COMCAST 10-C00-0305-0215	TELEPHONE - PHONE BILLS PO 106326 HD TV CONNECTION - POLICE DEPT -ACCT# 84	10.36	10.36	10.36
60016	4239 - COMCAST 10-C00-0305-0215	TELEPHONE - PHONE BILLS PO 106372 HIGH SPEED INTERNET - ACCT 8499052890037	108.35	108.35	108.35

List of Bills - (1010101006000) CASH - CURRENT FUND

CURRENT FUND

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/30/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60017	4239 - COMCAST	PO 106429 XFINITY TV & INTERNET - ACCT#84990528900		44.31	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		44.31		44.31
60018	4239 - COMCAST	PO 106430 XFINITY ACCOUNT 8499052890036488 - 7/18/		29.56	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		29.56		29.56
60019	4239 - COMCAST	PO 106431 XFINITY TV & INTERNET - ACCT# 849905289		203.40	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		203.40		203.40
60020	6077 - CONSTELLATION NEW ENERGY INC	PO 106316 UTILITY CHARGES 5/20-6/18/20		482.26	
	10-C00-0225-0202 STREET LIGHTING		482.26		482.26
60021	6305 - D&J TRUCK AND RV REPAIR, LLC	PO 105322 TRUCK INSPECTIONS		92.50	
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE		92.50		92.50
60022	6167 - DIRECT ENERGY BUSINESS	PO 106332 GAS BILLS - 5/29/20*		3,149.15	
	10-C00-0310-0220 ELECTRICITY - BILLS		3,149.15		3,149.15
60023	3070 - DUBLIN MAINTENANCE CONTRACTORS,INC	PO 105006 2020 Cleaning Suite 103 Construction Off		625.00	
	10-C00-0145-0234 BUILD. & GROUNDS - CONSTRUCTION OFFICE		625.00		625.00
60024	3070 - DUBLIN MAINTENANCE CONTRACTORS,INC	PO 105007 2020 Cleaning Library Lower Level Common		625.00	
	10-C00-0145-0231 BUILD. & GROUNDS - LIBRARY TENANTS EXP.		625.00		625.00
60025	3070 - DUBLIN MAINTENANCE CONTRACTORS,INC	PO 106404 COVID Disinfecting - Lower Level Library		1,040.00	
	10-C00-0145-0264 BUILD. & GROUNDS - COVID-19		1,040.00		1,040.00
60026	5818 - FENTON ELECTRIC	PO 106343 BONDING CERTIFICATION TEST & REPAIRS		1,675.00	
	10-C00-0271-0204 SWIM POOL - MISCELLANEOUS		1,275.00		
	10-C00-0271-0213 SWIM POOL - REPAIRS		400.00		1,675.00
60027	1619 - GARDEN STATE LABORATORIES INC	PO 105434 2020 Checking of pool chemicals		1,145.00	
	10-C00-0271-0206 SWIM POOL - CHEMICALS/WATER		1,145.00		1,145.00
60028	2933 - GLENN MILLER ELECTRICAL CONTRACTING	PO 106374 Secure Existing Wiring + Add 20A Circuit		456.00	
	10-C00-0145-0245 BUILD. & GROUNDS - SWIM POOL COMPLEX		456.00		
		PO 106377 Police HQ - Raise Quad Receptacle in Kit		498.00	
	10-C00-0145-0244 BUILD. & GROUNDS - POLICE		498.00		954.00
60029	5718 - GOOGLE INC	PO 106312 GOOGLE APPS - E-MAIL SERVICE - JULY 2020		534.00	
	10-C00-0100-0210 ADMIN. & EXEC. - COMPUTER EXP.		427.20		
	10-C00-0195-0232 POLICE - IT EXPENSES		106.80		534.00
60030	185 - GRAINGER	PO 105559 TOOLS AND SUPPLIES		29.82	
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE		29.82		29.82
60031	2777 - GRAMCO WORD PROCESSING, INC	PO 106385 LIBERTY DIGITAL INTERVIEW RECORDING SYST		1,095.00	
	10-C00-0195-0230 POLICE - MAINTENANCE CONTRACTS		1,095.00		1,095.00
60032	4450 - HIGH DEFINITION WINDOW CLEANING	PO 106342 Gutter Cleaning at Library		375.00	

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/30/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
	10-C00-0145-0233	BUILD. & GROUNDS - LIBRARY PROPERTY MNT.	375.00		375.00
60033	6931 - JACOB ELBERG	PO 106413 REFUND - SWIM TEAM		90.00	
	10-192-0810-8000	SWIM POOL FEES	90.00		90.00
60034	124 - JAEGER LUMBER	PO 106338 Wood Planks for Rec Trailer Repair		63.54	
	10-C00-0145-0246	BUILD. & GROUNDS - RECREATION MISC.	63.54		63.54
60035	6919 - JAKE MCCARTHY	PO 106301 REFUND OF ERRONEOUS FEE CHARGED BY ONLIN		30.00	
	10-192-0810-8000	SWIM POOL FEES	30.00		30.00
60036	87 - JCP&L	PO 106421 JCP&L 6/20-7/19/20*		6,263.12	
	10-C00-0310-0220	ELECTRICITY - BILLS	3,324.60		
	10-C00-0225-0202	STREET LIGHTING	2,938.52		6,263.12
60037	87 - JCP&L	PO 106422 JCP&L 5/20-6/19/20 MASTER ACCOUNT 200000		167.00	
	10-C00-0225-0202	STREET LIGHTING	167.00		167.00
60038	6927 - JENNIFER SANTIAGO	PO 106396 REFUND - POOL MEMBERSHIP - SIGNED UP FOR		565.00	
	10-192-0810-8000	SWIM POOL FEES	565.00		565.00
60039	1242 - JOHN DOBASH CONST& CERAMIC LLC	PO 106330 Remove Fan and Install AC - Swim Pool Sn		350.00	
	10-C00-0145-0245	BUILD. & GROUNDS - SWIM POOL COMPLEX	350.00		350.00
60040	6378 - JOHNY ON THE SPOT	PO 105029 2020 Annual Rental Handicap Portable Res		96.45	
	10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS	96.45		
		PO 105030 2020 Annual Rental Handicap Portable Res		96.45	
	10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS	96.45		
		PO 105031 2020 Annual Rental Handicap Portable Res		96.45	
	10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS	96.45		
		PO 105064 2020 Annual ADA and Standard Portable To		106.40	
	10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS	106.40		395.75
60041	6928 - KIRBY BALDWIN	PO 106397 REFUND - POOL MEMBERSHIP - CANCELLED MEM		490.00	
	10-192-0810-8000	SWIM POOL FEES	490.00		490.00
60042	6920 - KRISTEN GUTH	PO 106302 REFUND OF ERRONEOUS FEE CHARGED BY ONLIN		30.00	
	10-192-0810-8000	SWIM POOL FEES	30.00		30.00
60043	6917 - LAURIE MAHER	PO 106299 REFUND OF ERRONEOUS FEE CHARGED BY ONLIN		30.00	
	10-192-0810-8000	SWIM POOL FEES	30.00		
		PO 106400 REFUND - OUTDOOR ADULT WORKOUTS - SIGNED		40.00	
	10-192-0810-8000	SWIM POOL FEES	40.00		70.00
60044	6143 - LETTERGRAPHIC	PO 106346 Borough Logo artwork		75.00	
	10-C00-0156-0205	ZONING/HOUSE -GENERAL EXP.	75.00		75.00
60045	4407 - LEXISNEXIS RISK SOLUTIONS	PO 105179 OPEN MONTHY ACCURINT SERVICE 11/19 - 12/		150.00	
	10-C00-0195-0230	POLICE - MAINTENANCE CONTRACTS	150.00		150.00
60046	4349 - MAPLECREST FORD	PO 105514 PARTS		39.43	
	10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	39.43		39.43

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/30/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60047	5653 - MIRACLE CHEMICAL CO	PO 103939 Chemicals for pools		440.40	
	10-A00-0271-0206 (2019) SWIM POOL - CHEMICALS/WATER		293.13		
	10-C00-0271-0206 SWIM POOL - CHEMICALS/WATER		147.27		440.40
60048	6728 - NAPA OF CHESTER, INC	PO 105982 PARTS		246.49	
	10-C00-0246-0207 VEHICLE MAINT.-STREETS & ROADS		246.49		
		PO 106356 12 OIL FILTERS FOR SHOP STOCK		84.66	
	10-C00-0246-0206 VEHICLE MAINT. - POLICE		84.66		331.15
60049	57 - NJ AMERICAN WATER CO.	PO 106419 NJ American Water 6/6-5/8/20*		534.98	
	10-C00-0145-0219 BUILD. & GROUNDS - WATER BILLS		534.98		534.98
60050	590 - NORTHEAST COMMUNICATIONS	PO 106386 RADIO REPAIR CAR 318 BLACK CHARGER. RADI		270.00	
	10-C00-0195-0219 POLICE - RADIO REPAIR		270.00		270.00
60051	5320 - OCA BENEFIT SERVICES	PO 106320 OCA MONTHLY FEE JUNE 2020*		50.00	
	10-C00-0100-0205 ADMIN. & EXEC. - GEN. EXPENSES		50.00		50.00
60052	6085 - ONE SOURCE OF NEW JERSEY, LLC	PO 106272 SUPPLIES		385.52	
	10-C00-0220-0224 STREETS & ROADS - SUPPLIES		385.52		385.52
60053	3221 - PETER RUBINETTI PRIVATE DISPOSAL	PO 105011 2020 Solid Waste Removal Library (2) and		1,075.84	
	10-C00-0145-0248 BUILD. & GROUNDS - SOLID WASTE REMOVAL		1,075.84		1,075.84
60054	6918 - PETER ZHANG	PO 106300 REFUND OF ERRONEOUS FEE CHARGED BY ONLIN		60.00	
	10-192-0810-8000 SWIM POOL FEES		60.00		60.00
60055	5999 - PRAXAIR DISTRIBUTION INC	PO 106207 Pool Co2		187.24	
	10-C00-0271-0206 SWIM POOL - CHEMICALS/WATER		187.24		187.24
60056	6829 - QUADIENT, INC	PO 106378 LEASE PAYMENT - BOROUGH HALL METER - LEA		653.31	
	10-C00-0100-0209 ADMIN. & EXEC. - POSTAGE		653.31		653.31
60057	3738 - R&R IRRIGATION CO. INC	PO 105972 Polo Grounds Sprinkler Repairs		3,375.00	
	10-C00-0145-0241 BUILD. & GROUNDS - REC. FIELD MAINT.		3,375.00		
		PO 106077 Library Sprinkler Repairs and Controller		1,745.00	
	10-C00-0145-0233 BUILD. & GROUNDS - LIBRARY PROPERTY MNT.		1,745.00		5,120.00
60058	1042 - READY REFRESH	PO 105010 2020 Bottled Water Borough Hall and Suit		207.70	
	10-C00-0145-0218 BUILD. & GROUNDS - BOTTLED H2O		202.71		
	10-C00-0145-0234 BUILD. & GROUNDS - CONSTRUCTION OFFICE		4.99		207.70
60059	5864 - REILLY SWEEPING, INC	PO 105940 Downtown + Street Sweeping - June - Aug		505.00	
	10-C00-0220-0228 STREETS & ROADS - SWEEPER		505.00		505.00
60060	3499 - RICHIE'S TIRE SERVICE INC	PO 106198 Mounting/balancing and new tires		728.00	
	10-C00-0246-0206 VEHICLE MAINT. - POLICE		728.00		
		PO 106328 TIRES & SERVICE		37.50	
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE		37.50		765.50
60061	5500 - RICOH USA, INC	PO 105430 OPEN P.O. FOR MAINTENANCE / TONER / EXTR		186.65	
	10-C00-0195-0230 POLICE - MAINTENANCE CONTRACTS		186.65		186.65

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/30/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60062	6916 - ROB MOSKOW 10-192-0810-8000	PO 106298 REFUND OF ERRONEOUS FEE CHARGED BY ONLIN SWIM POOL FEES	30.00	30.00	30.00
60063	6915 - ROBERT MARKOWICK 10-C00-0271-0215	PO 106296 REIMBURSEMENT - Hipat 24 Pack Black Whis SWIM POOL - LIFEGUARD UNIFORMS	32.64	32.64	32.64
60064	6930 - ROBERT POLLOCK 10-192-0810-8000	PO 106399 REFUND - POOL MEMBERSHIP - CANCELLED MEM SWIM POOL FEES	345.00	345.00	345.00
60065	6111 - RUTGERS, ST UNIV. OF NJ OFFICE OF C 10-C00-0240-0225	PO 106263 Seminar Registration for Certified Recyc RECYCLING - MISC. EXPENSES	135.00	135.00	135.00
60066	4961 - SAKOUTIS BROTHERS DISPOSAL 10-C00-0235-0213	PO 105111 Garbage Container Removal and Disposal - LANDFILL - DISPOSAL OF WASTE	1,967.45	1,967.45	1,967.45
60067	6458 - SHARON GABRIELE 10-192-0810-7001	PO 106402 REFUND - 6 WEEK OUTDOOR SUMMER CAMP - DU RECREATION FEES	790.00	790.00	790.00
60068	6497 - SHERWIN WILLIAMS CO 10-A00-0220-0224	PO 104210 PAINT & SUPPLIES (2019) STREETS & ROADS - SUPPLIES	230.79	230.79	230.79
60069	6754 - SHLL 10-C00-0145-0240	PO 105554 Reimburse to SHLL for Stripping and Repa BUILD. & GROUNDS - REC. BUILDING MAINT.	3,000.00	3,000.00	3,000.00
60070	5262 - SOMERSET COUNTY FIRE MARSHAL'S ASSO 10-C00-0290-0205	PO 106403 2020 membership for Marty Mandell & Tony FIRE PREVENTION - GENERAL EXP.	200.00	200.00	200.00
60071	4371 - SOMERSET HILLS VILLAGE ASSOCIATION 10-C00-0230-0215	PO 106443 REIMBURSEMENT OF STREET LIGHTING COSTS - MUNICIPAL SVCS. ACT. - O/E	438.11	438.11	438.11
60072	3672 - ST. NICK POOL MANAGEMENT, INC. 10-C00-0271-0213	PO 106379 New Chlorine Line check valve installed SWIM POOL - REPAIRS	275.00	275.00	275.00
60073	38 - STAPLES BUSINESS ADVANTAGE 10-C00-0195-0201	PO 105874 FIREARMS FOLDERS AND WEBCAM POLICE - OFFICE SUPPLIES	103.90	103.90	
	10-C00-0285-0205	PO 106134 SUITE 103 MAILBOX 7308653897 CONSTRUCTION - GENERAL EXPENSE	91.79	91.79	195.69
60074	5339 - STEPHEN MAHONEY 10-C00-0285-0101	PO 106247 PLUMBING COVERAGE CONSTRUCTION - SALARY & WAGE	280.00	280.00	280.00
60075	6383 - SUPLEE, CLOONEY & COMPANY 10-C00-0111-0215	PO 106391 2019 AUDIT & ANNUAL FINANCIALS/ 2020 BUD FIN. ADM. - ANNUAL AUDIT	35,725.00	35,725.00	35,725.00
60076	6303 - SYNCB/AMAZON 10-A00-0190-0201	PO 104732 MONITORS (2019) COMMUNICATIONS - OFFICE SUPPLY	249.99	264.43	
	10-A00-0195-0205	(2019) POLICE - GENERAL EQUIPMENT	14.44		264.43
60077	6525 - TOPOLOGY NJ LLC 10-C00-0100-0221	PO 105897 PREPARE REDEVELOPMENT PLAN - 65 MORRISTO ADMIN. & EXEC. - DOWNTOWN REVITALIZATION	3,000.00	3,000.00	3,000.00

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/30/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60078	3141 - TRAFFIC SAFETY SERVICE LLC	PO 105446 SIGNS & POSTS		252.00	
	10-C00-0220-0229	STREETS & ROADS - SIGNS	252.00		252.00
60079	3431 - TREASURER-STATE OF NEW JERSEY	PO 106319 2020 NJPDES Permit Fee - Bernardsville B		2,500.00	
	10-C00-0235-0241	LANDFILL - STATE FEES	2,500.00		2,500.00
60080	388 - TREE TECH, INC	PO 105549 Prune Locust Tree at Swim Pool and Remov		2,535.00	
	10-C00-0145-0245	BUILD. & GROUNDS - SWIM POOL COMPLEX	2,535.00		2,535.00
60081	5802 - TRUGREEN	PO 105118 2020 (organic) Thomas Peters Park& Ball		157.00	
	10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	157.00		
		PO 105122 2020 (organic) Bernardsville Public Libr		98.00	
	10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	98.00		
		PO 105124 2020 (organic) Polo Grounds- Baseball/ S		265.00	
	10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	265.00		
		PO 105125 2020 Kiwanis Baseball Fields-Playing Are		189.00	
	10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	189.00		
		PO 105126 2020 Claremont Park Lawn Maintenance		98.00	
	10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	98.00		
		PO 105128 2020 Rosebowl Field Lawn Maintenance		98.00	
	10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	98.00		
		PO 105159 2020 (organic) Evankow Soccer Upper & Lo		499.50	
	10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	499.50		
		PO 105160 2020 Boro Hall Lawn Maintenance		187.00	
	10-C00-0145-0241	BUILD. & GROUNDS - REC. FIELD MAINT.	187.00		1,591.50
60082	3940 - U.S. IDENTIFICATION MANUAL	PO 106358 IDENTIFICATION MANUAL UPDATES THROUGH 9/		82.50	
	10-C00-0195-0202	POLICE - DUES & SUBSC.	82.50		82.50
60083	61 - VERIZON	PO 106325 TELEPHONE BILL 908-221-9611 - 7/7-8/6/20		523.84	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	523.84		523.84
60084	3488 - VERIZON	PO 106373 FIOS - ACCT# 354-642-517-0001-63 -7/10-8		129.99	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	129.99		
		PO 106434 FIOS - ACCT# 554-658-975-0001-21 -7/21-8		179.00	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	179.00		308.99
60085	61 - VERIZON	PO 106376 TELEPHONE BILLS 7/13-8/12/20*		173.57	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	173.57		173.57
60086	61 - VERIZON	PO 106432 FAX LINE - SUITE 103 - ACCOUNT 908 766-1		43.93	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	43.93		43.93
60087	61 - VERIZON	PO 106433 TELEPHONE BILLS JULY 20- AUG 19, 2020*		2,232.16	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	2,232.16		2,232.16
60088	5173 - VERIZON BUSINESS SERVICES	PO 106327 LONG DISTANCE JULY 2020 ACC #Y2687028*		54.88	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	54.88		54.88
60089	1632 - VERIZON WIRELESS (NEWARK)	PO 106351 WIRELESS PHONES 6/10/20-7/9/20*		2,345.13	
	10-C00-0305-0225	TELEPHONE - MOBILE PHONES	2,345.13		
		PO 106352 WIRELESS PHONES 6/14/20-7/9/20*		1,362.35	
	10-C00-0305-0225	TELEPHONE - MOBILE PHONES	1,261.08		
	10-C00-0195-0205	POLICE - GENERAL EQUIPMENT	101.27		3,707.48

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

Meeting Date: 08/10/2020 For bills from 07/14/2020 to 07/30/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60090	1920 - VILLAGE OFFICE SUPPLY	PO 106234 NAME PLATES FOR PLANNING BOARD - GRAHAM		19.50	
	10-C00-0102-0205 MUNICIPAL CLERK-GEN. EXPENSE		19.50		19.50
60091	2599 - VITAL COMMUNICATIONS, INC.	PO 106353 TRANSFER MODIV FILE TO EDMUNDS		100.00	
	10-C00-0120-0214 TAX COLLECTOR - BILLING		100.00		100.00
60092	5318 - W.B.MASON CO, INC	PO 106165 SUPPLIES - S104710124		340.30	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLY		340.30		
		PO 106255 COVID SUPPLIES		38.97	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLY		38.97		
		PO 106314 COVID SUPPLIES		136.41	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLY		111.48		
	10-C00-0102-0205 MUNICIPAL CLERK-GEN. EXPENSE		2.63		
	10-C00-0110-0201 FINANCE DEPT - OFFICE SUPPLIES		22.30		
		PO 106363 SUPPLIES - S105488785		263.46	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLY		137.13		
	10-C00-0115-0201 TAX ASSESSOR - OFFICE SUPPLIES		119.29		
	10-C00-0140-0201 ENGINEERING - OFFICE SUPPLIES		7.04		
		PO 106393 SUPPLIES - S105539820		83.43	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLY		13.47		
	10-C00-0102-0205 MUNICIPAL CLERK-GEN. EXPENSE		6.34		
	10-C00-0110-0201 FINANCE DEPT - OFFICE SUPPLIES		63.62		
		PO 106395 SUPPLIES - S105665143		279.90	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLY		279.90		1,142.47
60093	1264 - WELDON ASPHALT CO.	PO 106406 BITUMINOUS CONCRETE & STONE - JUNE 2020		890.46	
	10-C00-0220-0218 STREETS & ROADS - ROAD REPAIR		890.46		890.46
60094	6921 - WILLIAM KOSAKOWSKI	PO 106303 REFUND OF ERRONEOUS FEE CHARGED BY ONLIN		30.00	
	10-192-0810-8000 SWIM POOL FEES		30.00		30.00
60095	4682 - WINDSTREAM	PO 106317 JUNE 2020 PHONE CHARGES*		926.20	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		926.20		926.20
60096	4945 - WURTH USA INC	PO 106366 TOOLS AND SUPPLIES		182.29	
	10-C00-0220-0224 STREETS & ROADS - SUPPLIES		182.29		182.29
TOTAL					139,068.24
Total to be paid from Fund 10 CURRENT FUND		139,068.24			

		139,068.24			

RESOLUTION 20-194B

AUTHORIZING PAYMENT OF BILLS

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

01 State & Federal Grants	\$	273.66
04 Escrow	\$	1,470.00
06 Outside Employment	\$	57,025.00
10 Current Fund	\$	1,008,961.88
19 Other Trusts	\$	27,969.31
20 Payroll	\$	489,538.97
33 Capital Fund	\$	322,530.62
40 Sewer Utility Fund	\$	70,941.89
55 Sewer Capital	\$	-
70 COAH Trust	\$	8,752.20
71 Fire Prevention Trust	\$	-
72 Open Space Trust	\$	11,044.00
73 Police Law Enforcement	\$	-
74 Public Defender Trust	\$	-
85 Recreation Trust	\$	8,100.00
TOTAL	\$	2,006,607.53

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 August 10, 2020.

Disbursements Journal - (01) STATE & FEDERAL GRANTS

From 07/24/2020 to 07/25/2020

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
7/24/2020	2248		1062		PAYROLL ACCOUNT		273.66	01-101-0100-2000
				01-G00-0110-0388	STATE AND FEDERAL - DDEF	273.66		

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
01-101-0100-2000	CASH - STATE & FEDERAL GRANTS				273.66
01-G00-0110-0388	DISTRACTED DRIVING		273.66		
TOTALS (FOR RANGE):			273.66		273.66
		=====	=====	=====	=====

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

Meeting Date: 08/10/2020 For bills from 07/24/2020 to 08/05/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2502	1307 - FERRIERO ENGINEERING, INC	PO 106424 Borough Engineer construction inspection		1,190.00	
04-280-6000-0063	ESCROW-NGC DEVP ENG INSP SCH A,B,C		1,190.00		
		PO 106459 Review plans and SWM report and O&M plan		280.00	
04-280-7011-0103	DISBURSEMENTS - TARTAGLIONE/MARSON POOLS		280.00		1,470.00
TOTAL				-----	1,470.00
Total to be paid from Fund 04 ESCROW		1,470.00	=====		
		1,470.00			

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

From 07/10/2020 to 07/24/2020

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
7/10/2020	2215		6176		PAYROLL ACCOUNT		28,975.00	06-101-0100-2000
				06-285-0600-1017	CRJ	24,200.00		
				06-285-0600-2025	JENSEN TREE	300.00		
				06-285-0600-1006	AMERICAN WATER	300.00		
				06-285-0600-1038	VOLLERS	3,200.00		
				06-285-0600-1066	COMCAST	975.00		
7/24/2020	2249		6177		PAYROLL ACCOUNT		28,050.00	06-101-0100-2000
				06-285-0600-1017	CRJ	19,125.00		
				06-285-0600-1004	VERIZON	1,950.00		
				06-285-0600-1007	PSEG	600.00		
				06-285-0600-1038	VOLLERS	3,675.00		
				06-285-0600-1037	SUMMIT NUTRITIONAL	2,700.00		

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
06-101-0100-2000	CASH - POLICE O/S DUTY				57,025.00
06-285-0600-1004	VERIZON		1,950.00		
06-285-0600-1006	AMERICAN WATER/MEASURING		300.00		
06-285-0600-1007	PSEG		600.00		
06-285-0600-1017	CRJ CONST. CO.		43,325.00		
06-285-0600-1037	SUMMIT NUTRITIONALS		2,700.00		
06-285-0600-1038	VOLLERS		6,875.00		
06-285-0600-1066	COMCAST/TELECABLE		975.00		
06-285-0600-2025	JENSEN TREE EXPERTS		300.00		
TOTALS (FOR RANGE):					57,025.00

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

Meeting Date: 08/10/2020 For bills from 07/24/2020 to 08/05/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
266	3115 - BASKING RIDGE GLASS AND MIRROR 19-285-0500-8002	PO 106345 INSTALLATION OF GLASS - TAX, FINANCE, PO STORM RECOVERY TRUST - COVID-19	4,394.00	4,394.00	4,394.00
267	6043 - JCP&L 19-285-0500-5001	PO 106487 JCP&L 6/20/20-7/20/20* RESERVE FOR RAILROAD STATION	3.24	3.24	3.24
268	3221 - PETER RUBINETTI PRIVATE DISPOSAL 19-285-0500-5001	PO 105050 2020 Train Station Disposal Service / Re RESERVE FOR RAILROAD STATION	178.66	178.66	178.66
269	895 - PIDGEON AND PIDGEON,P.C. 19-285-0500-5001 19-285-0500-8001	PO 106491 JULY LEGAL SERVICES* RESERVE FOR RAILROAD STATION RESERVE FOR STORM RECOVERY	273.00 526.50	799.50	799.50
270	3738 - R&R IRRIGATION CO. INC 19-285-0500-5001	PO 105039 2020 Spring turn on/ mid-season inspecti RESERVE FOR RAILROAD STATION	150.00	150.00	150.00
271	6108 - R. MOORE & ASSOC. TREE EXPERTS, LLC 19-285-0500-4001	PO 105751 Watering Shade Tree Route 202 Tree Plant RESERVE FOR SHADE TREES	1,275.00	1,275.00	1,275.00
272	5108 - SERVICEMASTER ABSOLUTE CLEANING LLC 19-285-0500-8002	PO 106450 COVID-19 DISINFECTING - POLICE DEPARTMEN STORM RECOVERY TRUST - COVID-19	3,957.00	3,957.00	3,957.00
273	61 - VERIZON 19-285-0500-5001	PO 106477 908-204-3475 347 38Y - TRAIN STATION FI RESERVE FOR RAILROAD STATION	75.60	75.60	75.60
274	4354 - VILLAGE COMPUTER CENTER INC 19-285-0500-8002	PO 106437 8 LOGITECH C270 HD WEBCAMS STORM RECOVERY TRUST - COVID-19	539.91	539.91	539.91
TOTAL					11,372.91
Total to be paid from Fund 19 OTHER TRUSTS		11,372.91			
		11,372.91			

Checks Previously Disbursed

19114	PAYROLL ACCOUNT	PAYROLL - ACCUMULATED ABSENCES - R	7,472.07	7/24/2020
19113	PAYROLL ACCOUNT	PAYROLL - RAILROAD - 7/24/20	180.26	7/24/2020
255	COLORADO AIR TECHNOLOGIES	PO# 105764 IOX 200 AIR SANITIZER	1,472.00	7/16/2020
19111	PAYROLL ACCOUNT	PAYROLL - ACCUMULATED ABSENCES - R	7,472.07	7/10/2020
			16,596.40	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 19 OTHER TRUSTS	16,596.40	11,372.91	27,969.31
BILLS LIST TOTALS	16,596.40	11,372.91	27,969.31

Disbursements Journal - (20) PAYROLL AGENCY

From 07/10/2020 to 07/24/2020

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
7/10/2020	2208		20609		ACTION DATA SERVICES-PAYROLL		2,214.53	20-101-0100-2000
				20-280-5600-0850	NET PAYROLL	2,214.53		
7/10/2020	2209		20610		ACTION DATA SERVICES-PAYROLL		155,555.12	20-101-0100-2000
				20-280-5600-0900	PAYROLL DIRECT DEPOSIT	155,555.12		
7/10/2020	2210		20611		ACTION DATA SERVICES-PAYROLL		81,419.31	20-101-0100-2000
				20-280-5600-0852	FEDERAL	25,729.66		
				20-280-5600-0853	FICA SS EE	8,211.01		
				20-280-5600-0854	MEDICARE EE	3,214.69		
				20-280-5600-0855	NJ STATE TAX	8,719.06		
				20-280-5600-0856	EMPLOYEE SUI/SDI	226.48		
				20-280-5600-0858	PA STATE TAX	19.19		
				20-280-5600-0870	PERS	9,219.19		
				20-280-5600-0874	PERS CONTRIBUTORY INSURANCE	573.34		
				20-280-5600-0890	DEFERRED COMP	3,186.86		
				20-280-5600-0898	GARNISHMENTS	548.77		
				20-280-5600-0901	EMPLOYER SS	8,211.01		
				20-280-5600-0902	MED EMPLOYER	3,214.69		
				20-280-5600-0903	EMPLOYER SUI	319.78		
				20-280-5600-0882	DCRP EE CONTRIBUTION - 5%	120.74		
				20-280-5600-0883	DCRP EMPLOYER CONTRIBUTION - 3%	88.92		
				20-280-5600-0871	PERS LOAN	941.84		
				20-280-5600-0877	PFRS	7,878.19		
				20-280-5600-0895	PBA DUES	332.00		
				20-280-5600-0893	DPW DUES	156.00		
				20-280-5600-0905	AFLAC POST TAX	27.89		
				20-280-5600-0906	AFLAC PRE TAX	105.45		
				20-280-5600-0899	VISION	374.55		
7/24/2020	2242		20612		ACTION DATA SERVICES-PAYROLL		1,794.32	20-101-0100-2000
				20-280-5600-0850	NET PAYROLL	1,794.32		
7/24/2020	2243		20613		ACTION DATA SERVICES-PAYROLL		166,144.90	20-101-0100-2000
				20-280-5600-0900	PAYROLL DIRECT DEPOSIT	166,144.90		
7/24/2020	2244		20614		ACTION DATA SERVICES-PAYROLL		82,410.79	20-101-0100-2000
				20-280-5600-0852	FEDERAL	25,585.46		
				20-280-5600-0853	FICA SS EE	8,859.15		
				20-280-5600-0854	MEDICARE EE	3,373.38		
				20-280-5600-0855	NJ STATE TAX	8,606.80		
				20-280-5600-0856	EMPLOYEE SUI/SDI	232.38		
				20-280-5600-0858	PA STATE TAX	19.19		
				20-280-5600-0870	PERS	9,219.19		
				20-280-5600-0874	PERS CONTRIBUTORY INSURANCE	573.34		
				20-280-5600-0890	DEFERRED COMP	3,186.86		
				20-280-5600-0898	GARNISHMENTS	548.77		
				20-280-5600-0901	EMPLOYER SS	8,859.15		
				20-280-5600-0902	MED EMPLOYER	3,373.38		
				20-280-5600-0903	EMPLOYER SUI	328.13		
				20-280-5600-0882	DCRP EE CONTRIBUTION - 5%	117.62		
				20-280-5600-0883	DCRP EMPLOYER CONTRIBUTION - 3%	86.62		
				20-280-5600-0871	PERS LOAN	941.84		
				20-280-5600-0877	PFRS	7,878.19		
				20-280-5600-0895	PBA DUES	332.00		
				20-280-5600-0893	DPW DUES	156.00		

Disbursements Journal - (20) PAYROLL AGENCY

From 07/10/2020 to 07/24/2020

20-280-5600-0905	AFLAC POST TAX	27.89
20-280-5600-0906	AFLAC PRE TAX	105.45

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
20-101-0100-2000	CASH - PAYROLL				489,538.97
20-280-5600-0850	NET PAYROLL PAYABLE		4,008.85		
20-280-5600-0852	PAYROLL TAXES PAYABLE - FEDERAL		51,315.12		
20-280-5600-0853	PAYROLL TAXES PAYABLE - FICA		17,070.16		
20-280-5600-0854	PAYROLL TAXES PAYABLE - MEDICARE		6,588.07		
20-280-5600-0855	PAYROLL TAXES PAYABLE - NJ STATE TAX		17,325.86		
20-280-5600-0856	PAYROLL TAXES PAYABLE - EMPLOYEE SUI /SD		458.86		
20-280-5600-0858	PAYROLL TAXES PAYABLE - PA TAX		38.38		
20-280-5600-0870	PAYABLE - P.E.R.S.		18,438.38		
20-280-5600-0871	PAYABLE - P.E.R.S. LOAN		1,883.68		
20-280-5600-0874	PAYABLE - P.E.R.S. - CONTRIBUTORY INS.		1,146.68		
20-280-5600-0877	PAYABLE - P.F.R.S.		15,756.38		
20-280-5600-0882	DCRP-5.5% (EMPLOYEE CONTRIBUTION)		238.36		
20-280-5600-0883	DCRP-3%(EMPLOYER CONTRIBUTION)		175.54		
20-280-5600-0890	PAYABLE - DEFERRED COMPENSATION PLAN		6,373.72		
20-280-5600-0893	PAYABLE - DPW UNION DUES		312.00		
20-280-5600-0895	PAYABLE - PBA DUES		664.00		
20-280-5600-0898	PAYABLE-GARNISHMENT		1,097.54		
20-280-5600-0899	PAYABLE - VISION		374.55		
20-280-5600-0900	PAYABLE - DIRECT DEPOSIT		321,700.02		
20-280-5600-0901	PAYROLL TAXES PAYABLE - EMPLOYER S.S		17,070.16		
20-280-5600-0902	PAYROLL TAXES PAYABL MED		6,588.07		
20-280-5600-0903	PAYROLL TAXES PAYABLE - EMPLOYER SUI		647.91		
20-280-5600-0905	AFLAC POST TAX		55.78		
20-280-5600-0906	AFLAC PRE TAX		210.90		
TOTALS (FOR RANGE):					489,538.97
					489,538.97

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

Meeting Date: 08/10/2020 For bills from 07/10/2020 to 07/24/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
6005	6913 - ADG CONTRACTING CORP	PO 106288 Hull/Lindabury Drainage, Curbing and Roa		221,270.77	
	33-215-2907-1002	2019-1827 - UNFUNDED - VARIOUS ROADS	221,270.77		
		PO 106483 Lloyd Road Repairs		73,809.58	
	33-215-1400-1004	Ord. 15-1691DrainageVarious Roads	73,809.58		295,080.35
6006	6825 - BRANDSTETTER CAROL, INC	PO 105443 PROFFESIONAL SERVICES - PARK, RECREATION		6,700.00	
	33-215-2915-1000	O/S ORD 19-1812 - VARIOUS IMPROVEMENT	6,700.00		6,700.00
6007	1307 - FERRIERO ENGINEERING, INC	PO 106468 June 2020 Engineering Invoice		17,052.66	
	33-215-1400-1002	Ord. 15-1691Improvements VariousRoads	279.14		
	33-215-2913-1003	O/S ORD 19-1799 - REMEDIATION OF DAM	57.19		
	33-215-2903-1000	CAP ORD 19-1801 - WHITENACK ROAD	2,779.20		
	33-215-2907-1003	2019-1827 - SOFT COSTS - VARIOUS ROADS	11,719.13		
	33-215-2915-1000	O/S ORD 19-1812 - VARIOUS IMPROVEMENT	2,218.00		17,052.66
6008	4513 - FINISHING TOUCH	PO 106348 REPAIRS TO RECREATION OFFICE - SUITE 105		1,897.00	
	33-215-2912-1008	2020-1837 - GENERAL IMP/EQUIPMENT	1,897.00		1,897.00
TOTAL					320,730.01
Total to be paid from Fund 33 CAPITAL FUND		320,730.01			
		=====			
		320,730.01			

Checks Previously Disbursed

33132	PAYROLL ACCOUNT	PAYROLL - ROAD JOB MT HARMONY	180.00	7/24/2020
33129	PAYROLL ACCOUNT	PAYROLL - ROAD JOB LINDABURY	1,620.61	7/10/2020

			1,800.61	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 33 CAPITAL FUND	1,800.61	320,730.01	322,530.62
BILLS LIST TOTALS	1,800.61	320,730.01	322,530.62
			=====

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

Meeting Date: 08/10/2020 For bills from 07/24/2020 to 08/05/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
10007	1047 - ALL INDUSTRIAL SAFETY PRODUCTS 40-C00-0101-0207 SEWER - EQUIP. PARTS & SUPPLY	PO 106259 Confined Space Entry Equipment	1,308.68	1,308.68	1,308.68
10008	6835 - APPLIED ANALYTICS, INC 40-C00-0101-0213 SEWER - PLANT MAINTENANCE	PO 105680 Totalizer Replacement	450.00	450.00	450.00
10009	4333 - BERNARDSVILLE HARDWARE 40-C00-0101-0205 SEWER - GENERAL EXPENSES	PO 106489 JULY 2020*	121.82	121.82	121.82
10010	6852 - F & C PROFESSIONAL ALUMINUM RAILING 40-C00-0101-0213 SEWER - PLANT MAINTENANCE	PO 106171 Repair Loose and Damaged Railing System	10,895.00	10,895.00	10,895.00
10011	6908 - KROHNE, INC 40-C00-0101-0213 SEWER - PLANT MAINTENANCE	PO 106248 Effluent Flow Meter	1,774.00	1,774.00	1,774.00
10012	57 - NJ AMERICAN WATER CO. 40-C00-0101-0229 SEWER - WATER BILLS	PO 106482 NJ AMERICAN WATER - 6/9/20-7/8/20*	4,500.00	4,500.00	4,500.00
10013	6323 - OSWALD ENTERPRISES, INC 40-C00-0101-0214 SEWER - PUMP STATION MAINT.	PO 106368 6/30/20 & 7/1/20	4,375.00	4,375.00	4,375.00
10014	3221 - PETER RUBINETTI PRIVATE DISPOSAL 40-C00-0101-0226 SEWER - SLUDGE REMOVAL	PO 106409 August 2020 Service	411.83	411.83	411.83
10015	872 - PUMPING SERVICE CO. 40-C00-0101-0213 SEWER - PLANT MAINTENANCE	PO 106449 Flow Meter Calibration Serviced 7/20/20	756.00	756.00	756.00
10016	4955 - REEGS, INC 40-C00-0101-0207 SEWER - EQUIP. PARTS & SUPPLY 40-C00-0101-0207 SEWER - EQUIP. PARTS & SUPPLY	PO 106410 7/21/20 - Crane Truck Battery PO 106452 Rear Battery Crane Truck	122.95 91.95	122.95 91.95	214.90
10017	1994 - RUSSELL REID 40-C00-0101-0226 SEWER - SLUDGE REMOVAL	PO 106369 June 2020 Service	2,714.88	2,714.88	2,714.88
10018	6834 - USALCO BALTIMORE PLANT, LLC 40-C00-0101-0216 SEWER - ALUM & CHLORINE	PO 106439 Aluminum Sulfate - Delivered 7/24/2020	4,393.31	4,393.31	4,393.31
TOTAL					31,915.42
Total to be paid from Fund 40 SEWER UTILITY FUND		31,915.42	=====		
		31,915.42			

Checks Previously Disbursed

40322	PAYROLL ACCOUNT	PAYROLL - SEWER 7/24/20	20,014.87	7/24/2020
40319	PAYROLL ACCOUNT	PAYROLL - SEWER 7/10/20	19,011.60	7/10/2020

			39,026.47	

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

Meeting Date: 08/10/2020 For bills from 07/24/2020 to 08/05/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
<hr/>					
Totals by fund		Previous Checks/Voids	Current Payments		Total
<hr/>					
Fund 40 SEWER UTILITY FUND		39,026.47	31,915.42		70,941.89
<hr/>					
BILLS LIST TOTALS		39,026.47	31,915.42		70,941.89
<hr/>					

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

Meeting Date: 08/10/2020 For bills from 07/24/2020 to 08/05/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2098	6848 - C & D COOLING & HEATING CO.	PO 105808 REPLACE FURNACE - 1509 PINE STREET - AFF		1,914.00	
	70-286-5685-4011	COAH - AFFORDABILITY ASSISTANCE PROGRAMS	1,914.00		1,914.00
2099	5366 - CGP&H, LLC	PO 106484 PROFESSIONAL SERVICES TO ADMIN BORO HOUS		244.20	
	70-286-5685-4013	COAH - ADMINISTRATIVE COSTS	244.20		
		PO 106485 ADMINISTRATIVE AGENT&PLANNING SERVICES-A		1,911.50	
	70-286-5685-4013	COAH - ADMINISTRATIVE COSTS	1,911.50		2,155.70
2100	6909 - INTEGRA REALTY RESOURCES - NNJ	PO 106444 APPRAISAL - 63 BERNARDS AVE - AFFORDABLE		4,000.00	
	70-286-5685-4013	COAH - ADMINISTRATIVE COSTS	4,000.00		4,000.00
2101	895 - PIDGEON AND PIDGEON,P.C.	PO 106491 JULY LEGAL SERVICES*		682.50	
	70-286-5685-4013	COAH - ADMINISTRATIVE COSTS	682.50		682.50
TOTAL					8,752.20
Total to be paid from Fund 70 COAH TRUST		8,752.20			
		=====			
		8,752.20			

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

Meeting Date: 08/10/2020 For bills from 07/24/2020 to 08/05/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
2092	4513 - FINISHING TOUCH	PO 106075 Exterior Repairs to Main House - 271 Min		5,044.00	
	72-286-5685-3077	ORD 2019-1815 - 271 MINE BROOK ROAD	5,044.00		5,044.00
2093	5741 - THE LAND CONSERVANCY OF NJ	PO 103269 TECHNICAL SERVICES RE: OPEN SPACE - RES		3,000.00	
	72-286-5685-3001	RESERVE FOR OPEN SPACE - AQUISITION	3,000.00		3,000.00
2094	5741 - THE LAND CONSERVANCY OF NJ	PO 105639 TECHNICAL SERVICES RE: OPEN SPACE - RES		3,000.00	
	72-286-5685-3001	RESERVE FOR OPEN SPACE - AQUISITION	3,000.00		3,000.00
TOTAL					11,044.00
Total to be paid from Fund 72 OPEN SPACE TRUST		11,044.00			
		=====			
		11,044.00			

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Boro of Bernardsville

Disbursements Journal - (85) RECREATION TRUST

From 07/23/2020 to 07/25/2020

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
7/23/2020	2259	106267		85-286-5685-2032	Theater Production- 13 Full Day @ \$500/ par	7,500.00		
			173		LYNN WELTER		7,500.00	85-101-0100-2000
7/23/2020	2260	106268		85-286-5685-2031	2 Half Day @ \$300/ participant	600.00		
			173		LYNN WELTER		600.00	85-101-0100-2000

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
85-101-0100-2000	CASH - RECREATION TRUST				8,100.00
85-286-5685-2031	RECREATION TRUST - THEATER PROD HALF DAY		600.00		
85-286-5685-2032	RECREATION TRUST - THEATER PROD FULL DAY		7,500.00		
TOTALS (FOR RANGE):			8,100.00		8,100.00
		=====	=====	=====	=====

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

Meeting Date: 08/10/2020 For bills from 07/24/2020 to 08/06/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60098	135 - ALLEN PAPER & SUPPLY CO	PO 106428 PAPER SUPPLIES - 7/23/20		99.00	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLY		99.00		99.00
60099	1806 - ALLIED OIL LLC (CORP)	PO 106223 GASOLINE - JULY 2020 (ESTIMATE)		1,106.07	
	10-C00-0315-0220 GASOLINE - PREMIUM GAS		1,106.07		1,106.07
60100	6063 - AMERICAN WEAR, INC	PO 106472 2020 Cleaning Walkoff Rugs and Uniforms		89.52	
	10-C00-0145-0255 BUILD. & GROUNDS - CLOTHING		47.52		
	10-C00-0145-0225 BUILD. & GROUNDS - CLEANING SERVICES		42.00		89.52
60101	6063 - AMERICAN WEAR, INC	PO 106490 UNIFORM CLEANING FOR ROAD DEPT. JUNE 202		250.20	
	10-C00-0220-0206 STREETS & ROADS - UNIFORMS		250.20		250.20
60102	5595 - ANIMAL CONTROL SOLUTIONS, LLC	PO 104964 24 HOUR ANIMAL CONTROL COVERAGE - 2020		1,500.00	
	10-C00-0260-0204 ANIMAL CONTROL - MISCELLANEOUS		1,500.00		1,500.00
60103	5180 - ATLANTIC CORPORATE HEALTH	PO 106461 Vaccinations Fire Co., Stauffer & Vera		130.00	
	10-C00-0100-0205 ADMIN. & EXEC. - GEN. EXPENSES		130.00		130.00
60104	6934 - BEDMINSTER EXCAVATION	PO 106445 REFUND OF BOARD OF HEALTH DUPLICATE PAYM		700.00	
	10-192-0810-5009 FEES & PERMITS - HEALTH		700.00		700.00
60105	58 - BERNARDSVILLE FIRE COMPANY	PO 106465 3RD QUARTER CONTRIBUTION 2020*		22,500.00	
	10-C00-0185-0220 AID TO FIRE DEPT. - DONATION		22,500.00		22,500.00
60106	81 - BERNARDSVILLE FIRST AID SQUAD	PO 106466 3RD QUARTER CONTRIBUTION 2020*		14,725.00	
	10-C00-0205-0220 AID TO RESCUE CO. - DONATION		14,725.00		14,725.00
60107	4333 - BERNARDSVILLE HARDWARE	PO 106489 JULY 2020*		1,095.51	
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE		222.83		
	10-C00-0145-0201 BUILD. & GROUNDS - BLD SUPPLY		597.73		
	10-C00-0271-0204 SWIM POOL - MISCELLANEOUS		245.05		
	10-C00-0272-0203 RECREATION - GENERAL EXPENSES		29.90		1,095.51
60108	104 - BERNARDSVILLE PRINT CENTER	PO 105308 PRINT & BIND 3 COPIES OF NJHT APPLICATIO		353.35	
	10-C00-0141-0204 HIS.PRSVN.ADV.COMM - MISC. EXP		353.35		
		PO 106436 100 NAME TAG LABELS FOR PROTEST IN TOWN.		26.75	
	10-C00-0195-0204 POLICE - MISCELLANEOUS		26.75		380.10
60109	165 - BERNARDSVILLE PUBLIC LIBRARY	PO 106464 3RD QUARTER CONTRIBUTION*		208,983.79	
	10-C00-0360-0220 LIBRARY CONTRIBUTIONS		208,983.79		208,983.79
60110	149 - BOROUGH OF BERNARDSVILLE	PO 106447 2020 PROPERTY TAXES - 2ND-4TH QUARTER -		15,678.55	
	10-192-0821-1006 LIBRARY RENTAL - PROPERTY TAXES		15,678.55		15,678.55
60111	4827 - D'ONOFRIO & SONS INC	PO 105560 2020 Recreation Grass Cutting and Lawn M		3,600.00	
	10-C00-0145-0241 BUILD. & GROUNDS - REC. FIELD MAINT.		3,600.00		3,600.00
60112	6167 - DIRECT ENERGY BUSINESS	PO 106481 1 ANDERSON HILL RD SERVICE LOC ID 766866		5.24	
	10-C00-0320-0225 GAS - NATURAL		5.24		5.24
60113	1307 - FERRIERO ENGINEERING, INC	PO 106468 June 2020 Engineering Invoice		761.25	
	10-C00-0140-0211 ENGINEERING - ENGINEERING EXP.		761.25		761.25

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

Meeting Date: 08/10/2020 For bills from 07/24/2020 to 08/06/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60114	2487 - FLAGSHIP HEALTH SYSTEMS INC	PO 106474 AUG 2020 DENTAL BENEFITS PAYMENT - FLAGS		127.95	
	10-C00-0175-0225 GROUP INSURANCE - DENTAL BNFTS		127.95		127.95
60115	5718 - GOOGLE INC	PO 106473 GOOGLE APPS - E-MAIL SERVICE - AUGUST 20		534.00	
	10-C00-0100-0210 ADMIN. & EXEC. - COMPUTER EXP.		427.20		
	10-C00-0195-0232 POLICE - IT EXPENSES		106.80		534.00
60116	3864 - GTEM INC	PO 106456 E-TICKET APRIL - JUNE		31.00	
	10-C00-0195-0230 POLICE - MAINTENANCE CONTRACTS		31.00		31.00
60117	87 - JCP&L	PO 106486 JCP&L 6/22-7/20/20*		631.84	
	10-C00-0310-0220 ELECTRICITY - BILLS		631.84		631.84
60118	1322 - JESCO, INC.	PO 103254 PARTS & REPAIRS		43.38	
	10-A00-0246-0207 (2019) VEHICLE MAINT.-STREETS & ROADS		43.38		
		PO 106408 PARTS		1,336.43	
	10-C00-0246-0207 VEHICLE MAINT.-STREETS & ROADS		1,336.43		1,379.81
60119	4481 - K.M. MARTYN ASSOCIATES, INC	PO 106438 Swim Team & Pool Manager T-Shirts		1,030.48	
	10-C00-0271-0211 SWIM POOL - SWIM TEAM		1,030.48		1,030.48
60120	3974 - LEONARD PERRE	PO 106336 CONSTRUCTION - MILEAGE 4/1/20-6/30/20		96.03	
	10-C00-0285-0213 CONSTRUCTION - MILEAGE		96.03		96.03
60121	1093 - LORCO PETROLEUM SERVICES	PO 106454 ANTIFREEZE & OIL FILTER REMOVAL		229.96	
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE		229.96		229.96
60122	6936 - MATT VACCARO	PO 106467 REFUND - DUPLICATE NON-MEMBER FEE		40.00	
	10-192-0810-8000 SWIM POOL FEES		40.00		40.00
60123	322 - MGL FORMS PRINTING SOLUTIONS,LLC	PO 106488 CHECKS FOR KEARNY BANK TRANSITION		2,722.00	
	10-C00-0110-0205 FINANCE DEPT. - GENERAL EXPENSE		2,722.00		2,722.00
60124	5653 - MIRACLE CHEMICAL CO	PO 106442 Chemicals for pools - blanket		1,082.65	
	10-C00-0271-0206 SWIM POOL - CHEMICALS/WATER		1,082.65		1,082.65
60125	98 - MJ NEILL, INC	PO 106478 DIESEL USAGE - JULY 2020*		524.80	
	10-C00-0315-0230 GASOLINE - DIESEL		293.80		
	10-A00-0315-0230 (2019) GASOLINE - DIESEL		231.00		524.80
60126	6659 - MODERN GROUP, LTC	PO 106220 Replace GFI Outlet and Radiator Cap - Li		829.48	
	10-C00-0145-0233 BUILD. & GROUNDS - LIBRARY PROPERTY MNT.		829.48		829.48
60127	4796 - MTS INTELLIGENCE SURVELANCE SOLUTION	PO 106440 MAINTENANCE COSTS FOR SYSTEM INCLUDING S		3,412.50	
	10-C00-0195-0230 POLICE - MAINTENANCE CONTRACTS		3,412.50		3,412.50
60128	6728 - NAPA OF CHESTER, INC	PO 104764 PARTS & SUPPLIES		123.29	
	10-A00-0246-0207 (2019) VEHICLE MAINT.-STREETS & ROADS		123.29		
		PO 105901 PARTS		47.94	
	10-C00-0246-0207 VEHICLE MAINT.-STREETS & ROADS		47.94		171.23

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

Meeting Date: 08/10/2020 For bills from 07/24/2020 to 08/06/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60129	57 - NJ AMERICAN WATER CO.	PO 106482 NJ AMERICAN WATER - 6/9/20-7/8/20*		793.63	
	10-C00-0145-0219	BUILD. & GROUNDS - WATER BILLS	793.63		793.63
60130	330 - NJ DIVISION OF ALCOHOLIC BEVERAGE C	PO 106462 ABC License Renewal Applications for 202		36.00	
	10-C00-0102-0205	MUNICIPAL CLERK-GEN. EXPENSE	36.00		36.00
60131	6357 - NJAPZA	PO 106208 NJAPZA MEMBERSHIP		200.00	
	10-C00-0156-0205	ZONING/HOUSE -GENERAL EXP.	200.00		200.00
60132	895 - PIDGEON AND PIDGEON,P.C.	PO 106491 JULY LEGAL SERVICES*		4,248.50	
	10-C00-0135-0215	LEGAL SERVICES - BORO ATTORNEY	4,248.50		4,248.50
60133	6042 - PSE&G	PO 106480 5/27-6/24/20*		57.64	
	10-C00-0320-0225	GAS - NATURAL	57.64		57.64
60134	3738 - R&R IRRIGATION CO. INC	PO 105039 2020 Spring turn on/ mid-season inspecti		1,008.70	
	10-C00-0145-0256	BUILD. & GROUNDS - IRRIGATION	545.00		
	10-C00-0145-0233	BUILD. & GROUNDS - LIBRARY PROPERTY MNT.	463.70		1,008.70
60135	4993 - R. MADDALUNA LANDSCAPE CONTRACTORS,	PO 105588 Borough Hall Landscape Bed Maintenance		675.00	
	10-C00-0145-0215	BUILD. & GROUNDS - GROUND MNT.	675.00		675.00
60136	4993 - R. MADDALUNA LANDSCAPE CONTRACTORS,	PO 106279 Weekly Lawn Maintenance - 271 Mine Brook		1,425.00	
	10-C00-0145-0263	BUILD. & GROUNDS - O/S - 271 MINE BROOK	1,425.00		1,425.00
60137	31 - RECORDER PUBLISHING CO	PO 106460 Publications in Bernardsville News 7/16/		72.42	
	10-C00-0102-0207	MUNICIPAL CLERK-ADVERTISING	72.42		
		PO 106469 LEGAL NOTICE 7/30/20		123.93	
	10-C00-0102-0205	MUNICIPAL CLERK-GEN. EXPENSE	123.93		196.35
60138	4955 - REEGS, INC	PO 106458 BATTERY FOR 301		122.95	
	10-C00-0246-0206	VEHICLE MAINT. - POLICE	122.95		122.95
60139	5864 - REILLY SWEEPING, INC	PO 105940 Downtown + Street Sweeping - June - Aug		1,024.00	
	10-C00-0220-0228	STREETS & ROADS - SWEEPER	1,024.00		1,024.00
60140	6546 - RK OCCUPATIONAL & ENVIRONMENTAL ANALYSIS	PO 106471 MOLD REMEDIATION AT THE LIBRARY		4,996.25	
	10-C00-0145-0228	BUILD. & GROUNDS - LIBRARY MAINT.	4,996.25		4,996.25
60141	5108 - SERVICEMASTER ABSOLUTE CLEANING LLC	PO 105008 2020 Cleaning Borough Hall		1,367.87	
	10-C00-0145-0225	BUILD. & GROUNDS - CLEANING SERVICES	1,367.87		
		PO 106451 Weekly COVID Disinfecting at Boro Hall 1		1,375.00	
	10-C00-0145-0264	BUILD. & GROUNDS - COVID-19	1,375.00		2,742.87
60142	4243 - STORMWATER COMPLIANCE SOLUTIONS LLC	PO 105678 2020 Annual Inlet and Outfall Inspection		12,553.75	
	10-C00-0220-0230	STREETS & ROADS - STRM WTR REQ	12,553.75		12,553.75
60143	965 - SUBURBAN MUNICIPAL J. I. F.	PO 106448 3RD QUARTER 2020 JIF PAYMENT*		92,418.00	
	10-C00-0170-0220	LIABILITY INSURANCE	46,538.00		
	10-C00-0171-0220	WORKERS COMPENSATION INSURANCE	45,880.00		92,418.00

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

Meeting Date: 08/10/2020 For bills from 07/24/2020 to 08/06/2020

Check#	Vendor	Description	Account	PO Payment	Check Total
60144	993 - TRM TRANSMISSIONS INC. 10-C00-0246-0206 VEHICLE MAINT. - POLICE	PO 106383 Rebuild of Trans on 311	3,450.00	3,450.00	3,450.00
60145	868 - VIKING PEST CONTROL 10-C00-0145-0216 BUILD. & GROUNDS - BUILD. MNT.	PO 105028 2020 Annual Pest Control @ Borough Hall	258.76	258.76	258.76
60146	2599 - VITAL COMMUNICATIONS, INC. 10-C00-0115-0205 TAX ASSESSOR - GENERAL EXP.	PO 106453 TRAINING FOR B. FRISTROM	100.00	100.00	100.00
60147	4682 - WINDSTREAM 10-C00-0305-0215 TELEPHONE - PHONE BILLS	PO 106479 JULY 2020 PHONE CHARGES*	945.09	945.09	945.09
TOTAL					411,700.45
Total to be paid from Fund 10 CURRENT FUND		411,700.45	=====		411,700.45

Checks Previously Disbursed

10668	QUADIENT FINANCE USA, INC	POSTAGE FOR BOROUGH HALL	167.39	8/04/2020
60097	U.S. POSTAL SERVICE	PO# 106470 POSTAGE - SUITE 103*	250.00	8/04/2020
10667	SPHERE COMMERCE	PARKING METER FEES	61.70	8/03/2020
10666	PAYROLL ACCOUNT	PO# 106417 7/24/20 PAYROLL*	204,175.54	7/24/2020
50413	QUADIENT FINANCE USA, INC	PO# 106349 POSTAGE FOR BOROUGH HALL	1,400.00	7/20/2020
50412	U.S. POSTAL SERVICE	PO# 106350 POSTAGE FOR BOROUGH HALL - ACCOUN	2,000.00	7/20/2020
10661	PAYROLL ACCOUNT	PO# 106323 7/10/20 PAYROLL*	193,525.81	7/10/2020
10660	PAYROLL ACCOUNT	PO# 106315 6/26/20 PAYROLL*	195,680.99	6/26/2020
			597,261.43	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 10 CURRENT FUND	597,261.43	411,700.45	1,008,961.88
BILLS LIST TOTALS	597,261.43	411,700.45	1,008,961.88
			=====

RESOLUTION #20-195
ACCEPTING MONTHLY DEPARTMENT REPORTS

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

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

*No report received

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on August 10, 2020.

RESOLUTION #20-196
AUTHORIZING SUBMISSION OF A STRATEGIC PLAN FOR THE SOMERSET
HILLS MUNICIPAL ALLIANCE/SHMAYSC GRANT FOR FISCAL YEAR 2020-2021

FORM 1B

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Bernardsville, County of Somerset, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Somerset;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Bernardsville, County of Somerset, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Somerset Hills Municipal Alliance/SHMAYSC grant for fiscal year 2020-2021 in the amount of:

DEDR	\$ 5,204.02
Cash Match	\$ 1,301.00
In-Kind	\$ 3,903.01
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.
3. The Borough of Bernardsville accepts subsequent award of this grant.

APPROVED: _____
Mary Jane Canose, *Mayor*

CERTIFICATION

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Borough Council on this 10th day of August, 2020.

Anthony Suriano, *Borough Clerk*

RESOLUTION #20-197
BOROUGH OF BERNARDSVILLE

REQUESTING APPROVAL OF ITEMS OF REVENUE
AND APPROPRIATIONS PER NJSA 40A:4-87
NJ DEPARTMENT OF LAW AND PUBLIC SAFETY
2019 BODY ARMOR REPLACEMENT FUND GRANT

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

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

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Bernardsville in the County of Somerset, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$2,178.69, which is now available from a NJ Department of Law and Public Safety Body Armor Replacement Fund Grant;

BE IT FURTHER RESOLVED, that the like sum of \$2,178.69 is hereby appropriated under the caption 2020 Body Armor Grant; and

BE IT FURTHER RESOLVED that the above amount is the result of funds granted by the State of NJ Division of Criminal Justice in the amount of \$2,178.69.

I, Anthony Suriano, Clerk of the Borough of Bernardsville in the County of Somerset in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Borough Council of the Borough of Bernardsville in the County of Somerset in the State of New Jersey on August 10, 2020.

Anthony Suriano
Borough Clerk

RESOLUTION #20-198
BOROUGH OF BERNARDSVILLE

REQUESTING APPROVAL OF ITEMS OF REVENUE
AND APPROPRIATIONS PER NJSA 40A:4-87
PSE&G FOUNDATION
2020 SUSTAINABLE JERSEY GRANT

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

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

NOW, THEREFORE BE IT RESOLVED, that the Borough Council of the Borough of Bernardsville in the County of Somerset, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$2,000.00, which is now available from a Sustainable Jersey Grant and;

BE IT FURTHER RESOLVED, that the like sum of \$2,000.00 is hereby appropriated under the caption 2020 Sustainable Jersey Grant; and

BE IT FURTHER RESOLVED that the above amount is the result of funds granted by the PSE&G Foundation in the amount of \$2,000.00.

I, Anthony Suriano, Clerk of the Borough of Bernardsville in the County of Somerset in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Borough Council of the Borough of Bernardsville in the County of Somerset in the State of New Jersey on August 10, 2020.

Anthony Suriano
Borough Clerk

RESOLUTION #20-199
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 2020 in the sum of \$20,688.79, which is now available from a State of NJ Clean Communities Grant in the amount of \$20,688.79.

BE IT FURTHER RESOLVED, that the like sum of \$20,688.79 is hereby appropriated under the caption 2020 Clean Communities; and

BE IT FURTHER RESOLVED that the above amount is the result of funds received from the State of New Jersey in the amount of \$20,688.79.

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 August 10, 2020.

Anthony Suriano
Borough Clerk

RESOLUTION #20-200

**AUTHORIZING A REFUND FOR A DUPLICATE PAYMENT
FOR A SEPTIC ALTERATION**

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Bernardsville to authorize the Finance Officer to refund \$700.00 due to a duplicate payment for a septic alteration received and processed by the Bernards Township Health Department, as requested in an email dated July 27, 2020 to:

Bedminster Excavation
333 County Road 627
Milford, NJ 08848

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 August 10, 2020.

RESOLUTION #20-201

AMENDING RESOLUTION #20-5 TO INCLUDE NOT TO EXCEED AMOUNTS ON PROFESSIONAL SERVICE CONTRACTS

BE IT RESOLVED by the Borough Council of the Borough of Bernardsville to amend Resolution #20-5 to include not to exceed amounts for professional service contracts in 2020 as follows:

Pidgeon and Pidgeon, for Legal Services - not to exceed \$150,000

Apruzzese, McDermott, Mastro & Murphy, Labor Counsel - not to exceed \$50,000

Suplee, Clooney & Co., Municipal Auditors - not to exceed \$37,500

Ferriero Engineering, Inc., for Engineer Services - not to exceed \$250,000

Hawkins, Delafield & Wood, Bonding Attorneys - not to exceed \$50,000

ARCADIS-US, Inc., for wastewater consulting - not to exceed \$55,000

Stormwater Compliance Solutions, for NJDEP storm water compliance - not to exceed \$40,000

Bosenberg Landscape Architects for Municipal Building Improvements Project - not to exceed \$20,000

Michael Calafati, Architect, for Dunster Squibb projects - not to exceed \$20,000

DLB Associates Consulting Engineering, P.C., for Library Generator Project - not to exceed \$19,500

Phoenix Advisors, LLC, IRMA and Continuing Disclosure Agent - not to exceed \$10,000

Cleary, Giacobbe, Alfieri, Jacobs, LLC for Legal Services in connection with the Downtown
Revitalization Project - not to exceed \$5,000

CGP&H, Professional Planning and Affordable Housing Services - not to exceed \$50,000

HQW Architects LLC, for design of library lower level a/c package unit design/plan and library roofing
design/plan - not to exceed \$10,000

JM Sorge, Inc., Licensed Site Remediation Profession (LSRP) - not to exceed \$15,000

Topology for Downtown Revitalization - not to exceed \$36,500

DeCotiis, FitzPatrick, Cole & Giblin, LLP, for outside council for proposed recycling facility matter - not
to exceed \$5,000

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 August 10, 2020.

BOROUGH OF BERNARDSVILLE
RESOLUTION 20-202
AUTHORIZING THE CANCELLATION OF 2020 PROPERTY TAXES
BLOCK 81, LOT 6 – 271 MINE BROOK ROAD

WHEREAS, on February 11, 2020, the Borough of Bernardsville purchased Block 81, Lot 6, also known as 271 Mine Brook Road for Open Space purposes, and;

WHEREAS, this property was taxable for the tax year 2020 as of the close of the Tax Assessor's books on October 1, 2019, and;

WHEREAS, the property is now owned by the Borough of Bernardsville and is therefore tax exempt from the purchase date of February 11, 2020 to the end of the 2020 tax year, and;

WHEREAS, the first quarter was paid by Surety Title Company through the closing of the sale, leaving the 2nd, 3rd and 4th quarters open for a total of \$16,836.71,

NOW THEREFORE BE IT RESOLVED by the Borough Council of the Borough of Bernardsville, County of Somerset that the Tax Collector is hereby authorized to cancel \$16,836.71 on Block 81, Lot 6 as tax exempt.

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 August 10, 2020

RESOLUTION #20-203
SUPPORTING SENATOR ANTHONY M. BUCCO'S BILL SJR-85
WHICH DESIGNATES AUGUST 31ST OF EACH YEAR AS
OVERDOSE AWARENESS DAY IN NEW JERSEY

BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville to support Senator Anthony M. Bucco's Bill SJR-85 as listed below:

WHEREAS, Drug addiction is a chronic disease, characterized by compulsive or difficult to control drug use despite harmful consequences; and

WHEREAS, Drug addiction is seen by both the Centers for Disease Control and the World Health Organization as a fast-growing epidemic that can all too easily lead to overdose and death; and

WHEREAS, In 2018, 67,367 individuals died from drug overdoses in the United States; and

WHEREAS, In New Jersey alone, 2,900 people died from drug overdoses in 2018; and

WHEREAS, Furthermore, for every drug overdose that results in death, there are many more nonfatal overdoses, each taking an emotional and economic toll on the individual, their family, and the community at large; and

WHEREAS, Drug addiction can fuel feelings of shame, guilt, embarrassment, depression, and hopelessness, causing individuals to resist seeking treatment and support; and

WHEREAS, Overdose Awareness Day is a global event held on August 31 of each year that aims to raise awareness of drug overdoses, reduce the stigma of a drug-related death, and to acknowledge the grief felt by families and friends remembering those who have died or had a permanent injury as a result of a drug overdose; and

WHEREAS, To further the goals of Overdose Awareness Day, all flags throughout the State should be flown at half-staff for the day's duration; and

WHEREAS, Recognizing Overdose Awareness Day in New Jersey sends a strong message to former or current substance users, namely, that they are valued, and that overdose death is preventable; now, therefore,

BE IT RESOLVED by the Senate and General Assembly of the State of New Jersey:

1. *August 31 of each year shall be designated as "Overdose Awareness Day" in New Jersey to raise awareness of overdose and reduce the stigma of a drug-related death.*

2. *The Governor is respectfully requested to order flags be flown at half-staff and to issue a proclamation calling upon public officials and the citizens of this State to observe "Overdose Awareness Day" with appropriate activities and programs each year.*

3. *This joint 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 Borough Council at a duly convened meeting held August 10, 2020.

RESOLUTION #20-204
BOROUGH OF BERNARDSVILLE
REQUESTING APPROVAL OF ITEMS OF REVENUE
AND APPROPRIATIONS PER NJSA 40A:4-87
SOMERSET COUNTY DEPARTMENT OF HUMAN SERVICES
MUNICIPAL ALLIANCE GRANT – FY2020 – 5TH QTR

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Borough Council of the Borough of Bernardsville, in the county of Somerset, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$955.97, which is now available as a revenue from the FY2020 5th Quarter extension of the Somerset County Municipal Alliance Grant (\$834) as well as the cash match required from participating towns within the alliance (\$88.40 from the Township of Bedminster, \$8.55 from the Borough of Far Hills and \$25.02 from the Borough of Peapack & Gladstone). Pursuant to the provision of the statute, and

BE IT FURTHER RESOLVED that the like sum of \$834.00 is hereby appropriated under the caption 2020 Municipal Alliance – 5th Quarter; and \$121.97 is hereby appropriated under the caption 2020 Municipal Alliance – 5th Quarter – Other Muni Match; and

BE IT FURTHER RESOLVED that the sum of \$86.53 representing the amount required for the municipality's share of the aforementioned undertaking or improvement appears in the budget of the year 2020 under the caption 2020 Municipal Alliance Borough Match and is hereby appropriated under the caption of 2020 Municipal Alliance – 5th Quarter Muni Match; and,

I, Anthony Suriano, Clerk of the Borough of Bernardsville in the County of Somerset in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Borough Council of the Borough of Bernardsville in the County of Somerset in the State of New Jersey on August 10, 2020.

Anthony Suriano
Borough Clerk

**BOROUGH OF BERNARDSVILLE
RESOLUTION #20-205**

**AUTHORIZING PROFESSIONAL SERVICES CONTRACT WITH
MIDATLANTIC ENGINEERING PARTNERS**

WHEREAS, the Borough of Bernardsville needs to retain an environmental engineering firm to conduct assessments of environmental liability in connection with the Borough's acquisition of 210 North Finley Avenue and 63 Bernards Avenue for affordable housing purposes; and

WHEREAS, the Borough has a need to acquire services via non-fair and open process pursuant to the provisions of N.J.S.A. 19:44A - 20.4 or 20.5 as appropriate; and

WHEREAS, the Finance Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500 and that sufficient funds are available; and

WHEREAS, the anticipated term of the contract is less than one year; and

WHEREAS, the MidAtlantic Engineering Partners has submitted a proposal dated July 30, 2020, indicating they will provide the services needed by the Borough; and

WHEREAS, the MidAtlantic Engineering Partners has completed and submitted a Business Entity Disclosure Certification which certifies that the business entity has not made any reportable contributions to a political or candidate committee in the Borough of Bernardsville in the previous one year, and that the contract will prohibit the MidAtlantic Engineering Partners named herein from making any reportable contributions through the term of the contract.

WHEREAS, contracts for professional services may be awarded without public bidding pursuant to N.J.S.A. 40A:11-5(1)(a)(I); and

WHEREAS, the Chief Financial Officer has certified in writing to the Board the availability of adequate funds to pay the maximum amount of this contract;

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

1. The Borough of Bernardsville does hereby authorize a professional services contract with Midlantic Engineering Partners to conduct assessments of environmental liability in connection with the Borough's acquisition of 210 North Finley Avenue and 63 Bernards Avenue for affordable housing purposes at the rates set forth in their July 30, 2020 proposal, for a total amount not to exceed \$16,000.
2. The Mayor and Borough Clerk are hereby authorized to enter into a professional services contract with Midlantic Engineering Partners, in form acceptable to the Borough Attorney.

3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution, and that notice of these awards be advertised once in the Bernardsville News.
4. The Borough Clerk in accordance with the provisions of *N.J.S.A. 40A:11-5(1)(a)(I)*, is directed to publish a notice once in the official newspaper stating the nature, duration, service and amount of these contracts.
5. The Borough Clerk shall make copies of this resolution available for public inspection at the Borough Hall, 166 Mine Brook Road, Bernardsville, New Jersey, during regular business hours.
6. This contract shall be charged to budget line item(s) _____. The certification of available funds by the Financial Officer shall be attached to the original of this resolution and shall be maintained in the files of the Borough Clerk.

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 Monday, August 10, 2020.

Anthony Suriano

RESOLUTION #20-206
GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT (2019)

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2019 has been filed by the Registered Municipal Accountant with the Borough Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "**Comments and Recommendations**"; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "**Comments and Recommendations**", as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Bernardsville, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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 August 10, 2020.

RESOLUTION #20-207

**RESOLUTION CONDEMNING RACISM AND DISCRIMINATION AND
RECOMMENDATIONS FOR ACTION**

WHEREAS, we watched in horror and disbelief the death of George Floyd; and

WHEREAS, the recent acts of violence throughout our nation have again shone a light on systemic racism in the current and historically disparate treatment of people of color and minorities in our country; and

WHEREAS, the extent of protests, nationally and locally, following these events has been a cause for self-examination and where necessary, reform; and

WHEREAS, municipalities are employers of or financially support police, fire and emergency medical services, zoning officers, building and maintenance workers and other workers with responsibilities for public welfare, and

WHEREAS, Bernardsville, takes seriously our obligations to make our Borough a welcoming environment for all our residents and also takes seriously the American ideal of equal opportunity and equal justice under law and to the achievement of a society where we are judged with fairness and solely by the content of our character; and

WHEREAS, Bernardsville takes seriously its obligations to better our community for all residents as well as its obligations under federal and state anti-discrimination laws to ensure equal opportunities throughout the borough; and

WHEREAS, the Borough of Bernardsville calls upon its state and federal legislators to not just acknowledge the events leading up to and surrounding the death of George Floyd but also to address the root causes; and

WHEREAS the Borough of Bernardsville is committed to ensuring our government, police, economy, recreation and other aspects of our community are free of racism.

NOW, THEREFORE BE IT RESOLVED, by the Council of the Borough of Bernardsville that a copy of this resolution be served upon our state and federal legislators;

AND, to achieve these goals the Council of the Borough of Bernardsville directs the Borough Administrator to identify within 90 days an appropriate vehicle for mandatory training of Council members and Borough employees on cultural competencies;

AND, the Council directs the Borough Administrator to develop a plan within 90 days, in concert with department heads, to review borough policies in need of revision or reform to eliminate unintended bias or discrimination, and for seeking diversity in hiring and representation on committees by reaching out to under-represented segments of the community, and to ensure equal opportunities throughout the borough;

AND, the Council asks the Borough Administrator to work with the Recreation Director to develop cultural events to create awareness of and showcase the diversity in the community;

AND, the Council asks the Borough Administrator and Clerk to seek additional training to fulfill a Human Relations role for the Borough in order to better address complaints and/or concerns from employees or the public.

THEREFORE BE IT FURTHER RESOLVED and reaffirmed that the Borough of Bernardsville will maintain constant vigilance with regard to all its areas of responsibility and do everything in its power to make certain that Bernardsville is and will remain a welcoming community opposed to acts of hate, racism, bias, and bigotry.

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 August 10, 2020.

Anthony Suriano
