

BOROUGH OF BERNARDSVILLE
Mayor & Borough Council Meeting Agenda
March 8, 2021 – 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 December 24, 2020.

3. **PLEDGE OF ALLEGIANCE**

4. **PRESENTATIONS**

4A. Mayor’s Proclamation - National Poison Prevention Week

5. **OPEN SESSION**

To make a comment or ask a question during the meeting, please raise your hand using one of the following alternatives:

1. Windows or Mac platform: Click on “Participants” at the bottom of the screen, then click on “raise hand.” (Windows shortcut: Alt+Y; Mac shortcut: Option+Y).

2. Android or iOS device: Click on “raise hand” in the bottom left corner of your screen.

*3. Telephone: Press *9.*

The host will be notified that you have raised your hand. When it is your turn to speak, you may be prompted to unmute yourself. While unmuted, your profile picture and name will be displayed to the host and panelists (or a portion of your phone number if participating by telephone) but you will not be visible.

In lieu of speaking at the meeting, members of the public may email their questions or comments to the Borough Clerk at asuriano@bernardsvilleboro.org. Written questions or comments must be submitted by noon the Wednesday preceding the meeting.

Spoken comments will be limited to three minutes per speaker. Any written questions or comments received prior to noon on the Wednesday preceding the meeting will be read or summarized on the record after all spoken comments have been made.

Comments unrelated to a governmental issue, or comments containing offensive, profane or indecent language or language constituting hate speech, will not be accepted.

If providing a comment or asking a question in writing, include your name, address, and the subject of your comment or question.

Please note that the “chat” and “Q&A” functions will be disabled during the meeting.

6. ITEMS OF BUSINESS

6A. ORDINANCES (Public Hearing)

Mayor to open public hearing on Ordinance #2021-1875, **BOND ORDINANCE APPROPRIATING \$2,550,000 AND AUTHORIZING THE ISSUANCE OF \$2,183,800 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY**

Mayor to close public hearing

I move to pass Ordinance #2021-1875 on final reading and adopt as published:

Second:

Roll call vote:

ORDINANCES (Introduction) - None

6B. RESOLUTIONS

#21-57 AUTHORIZING PAYMENT OF BILLS

#21-58 SETTING RECREATION FEES

- #21-59** **AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH TOPOLOGY LLC TO ASSIST THE BOROUGH IN ADMINISTERING RFPS TO IDENTIFY POTENTIAL REDEVELOPERS FOR 65 MORRISTOWN ROAD AND QUIMBY LANE**

- #21-60** **AUTHORIZATION OF TAX REFUND**

- #21-61** **RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$761,000 BOND ANTICIPATION NOTES OF THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY**

- #21-62** **RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF BONDS OF THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY, INTO A SINGLE ISSUE OF GENERAL BONDS AGGREGATING \$5,103,000 IN PRINCIPAL AMOUNT**

- #21-63** **RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$5,103,000 GENERAL BONDS OF 2021 OF THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY, AND PROVIDING FOR THEIR SALE**

- #21-64** **AUTHORIZING SHARED SERVICES AGREEMENT WITH BERNARDS TOWNSHIP FOR FIRE PREVENTION (EXTENSION TO JUNE 30, 2021)**

- #21-65** **RESOLUTION TERMINATING CONTRACT FOR PURCHASE OF 261 CLAREMONT ROAD**

- #21-66** **A RESOLUTION AUTHORIZING PARTICIPATION IN THE MAIN STREET NEW JERSEY PROGRAM AND DESIGNATING A REPRESENTATIVE(S) OF THE 501(C)3 NON-PROFIT, DOWNTOWN BERNARDSVILLE, INC TO ASSIST IN COORDINATING ALL PROGRAM APPLICATION ACTIVITIES**

- #21-67** **APPROVING EMERGENCY TEMPORARY APPROPRIATIONS**

I move to adopt Resolutions #21-57 to #21-67

Second:

Roll call vote:

- 6C. Fair Ballots Resolution
- 6D. Draft Ordinance, Prohibiting The Operation Of Any Class Of Cannabis Businesses Within Its Geographical Boundaries
- 6E. Temporary Outdoor Dining
- 6F. Draft Alarm Ordinance
- 6G. Correspondence
 - 6G(1) Letter From Bernardsville Diversity Council
 - 6G(2) Letter From Assemblywoman Aura Dunn
 - 6G(3) Letter From NJ Business Coalition, Regarding Opposition of A-1571
- 6H. Mayor’s Update
- 6I. Administrator’s Update
- 6J. Unfinished Business
- 6K. New Business

7. CLOSED SESSION

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

Contract Negotiations and Pending Litigation

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

Second:
Voice Vote:

8. REOPEN AND ADJOURNMENT

ORDINANCE #2021-1875

BOND ORDINANCE APPROPRIATING \$2,550,000, AND AUTHORIZING THE ISSUANCE OF \$2,183,800 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY.

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by the Borough of Bernardsville, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sum being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$2,550,000 including the aggregate sum of \$366,200 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor, to the extent of \$67,300 from moneys available in the Open Space Fund of the Borough, to the extent of \$190,000 from moneys available in the Reserve for Fire Truck of the Borough, to the extent of \$100,000 from moneys available in the Reserve for Loader of the Borough, and to the extent of \$8,900 from moneys available in the Capital Improvement Fund of the Borough, all for down payment or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$2,550,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Borough are hereby authorized to be issued in the principal amount of \$2,183,800 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$2,183,800 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Improvement of various roads in and by the Borough including, but not limited to, Bernards Avenue by the construction or reconstruction therein of roadway pavements at least equal in useful life or durability to a roadway pavement of Class B construction (as such term is used or referred to in Section 40A:2-22 of said Local Bond Law) and the improvement of the storm water drainage system thereof by the reconstruction of the drainage facilities, together with all the aforesaid all milling, curb and sidewalk reconstruction, retaining walls, engineering, surveys, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	\$118,900	\$113,000
(b) Acquisition by purchase of new and additional vehicular equipment for use by the Fire Department of the Borough,, including one (1) utility vehicle, together with all equipment, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	60,000	57,000

(c) Acquisition by purchase of new and additional equipment, including without limitation, one (1) front end loader for use by the Department of Public Works of the Borough, together with all appurtenances, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	175,000	75,000
(d) Improvement of the municipal dam in and by the Borough by the rehabilitation thereof, including structures, facilities, landscaping, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	1,346,100	1,278,800
(e) Acquisition by purchase of new and additional firefighting equipment for the preservation of life and property in the Borough, including one (1) fire truck, together with all the equipment, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Borough Clerk and hereby approved	<u>850,000</u>	<u>660,000</u>
Totals	\$2,550,000	\$2,183,800

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

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

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

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations

authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 16.38 years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Borough Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Borough as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$2,183,800, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding \$250,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

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

to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

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

Section 7. The capital budget or temporary capital budget of the Borough is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Borough Clerk and are available for public inspection.

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

RESOLUTION 21-57

AUTHORIZING PAYMENT OF BILLS

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

01 State & Federal Grants	\$	425.00
04 Escrow	\$	2,200.00
06 Outside Employment	\$	6,600.00
10 Current Fund	\$	2,035,983.82
19 Other Trusts	\$	17,435.19
20 Payroll	\$	482,212.52
33 Capital Fund	\$	31,084.81
40 Sewer Utility Fund	\$	27,871.26
55 Sewer Capital	\$	-
70 COAH Trust	\$	4,964.50
71 Fire Prevention Trust	\$	-
72 Open Space Trust	\$	6,078.00
73 Police Law Enforcement	\$	-
74 Public Defender Trust	\$	-
85 Recreation Trust	\$	6,000.00
TOTAL	\$	2,620,855.10

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 March 8, 2021.

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

Meeting Date: 03/08/2021 For bills from 02/23/2021 to 03/03/2021

Check#	Vendor	Description	Account	PO Payment	Check Total
2261	4213 - SHERRIE CALISH	PO 107949 PROGRAM COORDINATOR SALARY - FEB 2021*		175.00	
	01-G20-0110-0366	2021 MUNICIPAL ALLIANCE - OTHER (20/21)	175.00		175.00
2262	7039 - WHRMA	PO 107920 COLLABORATIVE VIRTUAL EVENT - FILM BY IN		250.00	
	01-G20-0110-0364	2021 MUNICIPAL ALLIANCE GRANT (20/21)	250.00		250.00
TOTAL					425.00
Total to be paid from Fund 01 STATE & FEDERAL GRANTS		425.00			
		<u>425.00</u>			
		425.00			

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

Meeting Date: 03/08/2021 For bills from 02/23/2021 to 03/04/2021

Check#	Vendor	Description	Account	PO Payment	Check Total
2540	6386 - BURGIS ASSOCIATES, INC	PO 107970 BOA Planner contract & application servi		975.00	
	04-280-4016-0103	DISBURSEMENTS - BOA#20-04 - NJAW BOOSTER	825.00		
	04-280-4017-0103	DISBURSEMENTS - BOA#20-05 - SEA BRIGHT S	150.00		975.00
2541	1307 - FERRIERO ENGINEERING, INC	PO 107971 BOA Engineer contract & application serv		945.00	
	04-280-4017-0103	DISBURSEMENTS - BOA#20-05 - SEA BRIGHT S	140.00		
	04-280-4000-0069	ESCROW - # 15-09 E.GREGORY 110 - B3 L6	35.00		
	04-280-6000-0063	ESCROW-NGC DEVP ENG INSP SCH A,B,C	140.00		
	04-280-4016-0103	DISBURSEMENTS - BOA#20-04 - NJAW BOOSTER	210.00		
	04-280-4013-0103	DISBURSEMENTS - BOA# 20-01 - NJAW - B5,	420.00		945.00
2542	6962 - KASTRUD ENGINEERING, LLC	PO 107957 Alternate PB Engineer contract & applica		280.00	
	04-280-5001-0103	DISBURSEMENTS - PB #655 - STIDWORTHY - B	280.00		280.00
	TOTAL				----- 2,200.00
Total to be paid from Fund 04 ESCROW		2,200.00			
		<u>2,200.00</u>			
		2,200.00			

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

From 02/19/2021 to 02/20/2021

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
2/19/2021	534		6200		PAYROLL ACCOUNT		6,600.00	06-101-0100-2000
				06-285-0600-1017	CRJ	6,600.00		

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
06-101-0100-2000	CASH - POLICE O/S DUTY				6,600.00
06-285-0600-1017	CRJ CONST. CO.			6,600.00	
TOTALS (FOR RANGE):					

					6,600.00 6,600.00
					=====

List of Bills - (10101006000) CASH - CURRENT FUND CURRENT FUND

Check#	Vendor	Description	Payment	Check Total
61097	6311 - ACTION DATA SERVICES	PO 107881 PAYROLL INVOICE PERIOD END DATE 1/30/21*	295.17	295.17
61098	6311 - ACTION DATA SERVICES	PO 107940 PAYROLL INVOICE PERIOD END DATE 2/13/21*	406.48	406.48
61099	5398 - ADORAMA, INC	PO 107078 Detective supplies for evidence	309.94	309.94
61100	135 - ALLEN PAPER & SUPPLY CO	PO 107931 PAPER SUPPLIES - 2/11/21	203.92	203.92
61101	1806 - ALLIED OIL LLC (CORP)	PO 107762 GASOLINE - FEB 2021 (ESTIMATE)	2,733.50	2,733.50
61102	5263 - ALPHA DOG SOLUTIONS, INC	PO 107508 BOROUGH WEBSITE - JANUARY - JUNE 2021	1,420.00	1,420.00
61103	6063 - AMERICAN WEAR, INC	PO 107798 2021 Cleaning Walkoff Rugs and Uniforms	101.40	101.40
61104	5595 - ANIMAL CONTROL SOLUTIONS, LLC	PO 107498 24 HOUR ANIMAL CONTROL COVERAGE - 2021	1,500.00	1,500.00
61105	4351 - APRUZZESE, McDERMOTT, MASTRO & MURPHY	PO 107598 JAN-MAR 2021 GENERAL LABOR SERVICES - AC	4,963.87	4,963.87
61106	5180 - ATLANTIC CORPORATE HEALTH	PO 106586 Physica/Vaccinations1 for new Junior mem	280.00	280.00
61107	5180 - ATLANTIC CORPORATE HEALTH	PO 107036 Physical/Vacc. membership Fire Co., DEPEW	290.00	290.00
61108	4547 - ATLANTIC SALT, INC	PO 107763 Bulk Rock Salt - 220 Tons; Somerset Cou	2,520.02	
		PO 107781 Bulk Rock Salt - 220 Tons; Somerset Cou	9,208.77	11,728.79
61109	4214 - ATLANTIC TACTICAL OF NJ	PO 106993 Optics for firearms rifles and holsters	319.96	
		PO 107139 Active Shooter Response Kits	984.84	1,304.80
61110	6682 - BCI TRUCK INC	PO 107873 mirror-head for #103	77.32	77.32
61111	149 - BOROUGH OF BERNARDSVILLE	PO 107896 1Q-2020 PROPERTY TAXES - 1 ANDERSON HILL	10,414.80	10,414.80
61112	3269 - BRADY DRISCOLL	PO 107885 CONSTRUCTION - MILEAGE 10/1/20 - 12/31/2	276.01	276.01
61113	5742 - BRIDGEWATER CHEVROLET	PO 107911 BRAKES FOR CAR 311	261.40	261.40
61114	6386 - BURGIS ASSOCIATES, INC	PO 107970 BOA Planner contract & application servi	187.50	187.50
61115	7029 - CHESTNUT ARBORICULTURAL & FORESTRY SERVI	PO 107886 PREPARATION, SUBMISSION & APPROVAL - COM	3,500.00	3,500.00
61116	6730 - CLEARY GIACOBBE ALFIERI JACOBS LLC	PO 106333 SPECIAL REDEVELOPMENT COUNSEL - NOT TO E	409.50	409.50
61117	4239 - COMCAST	PO 107898 HIGH SPEED INTERNET - ACCT 8499052890037	118.35	118.35
61118	4239 - COMCAST	PO 107927 XFINITY TV & INTERNET - ACCT# 849905289	213.40	213.40
61119	4239 - COMCAST	PO 107938 XFINITY TV & INTERNET - ACCT#84990528900	91.28	91.28
61120	4239 - COMCAST	PO 107939 XFINITY ACCOUNT 8499052890036488 - 2/18/	57.42	57.42
61121	5085 - CONSOLIDATED FIRE PROTECTON, INC	PO 107955 Service Call - Multiple Issues Fire Alar	275.00	275.00
61122	386 - DELTA DENTAL OF NEW JERSEY, INC	PO 107950 3/1-3/31/21 DENTAL BENEFITS PAYMENT INV	2,394.38	2,394.38
61123	6997 - DIRECT ENERGY	PO 107952 SENEY DR ACCT# 1706060*	3.83	3.83
61124	7033 - EDUARDO & ELICIA AGNESE	PO 107914 REFUND - 2021 TAX OVERPAYMENT - BLOCK 37	982.05	982.05
61125	2487 - FLAGSHIP HEALTH SYSTEMS INC	PO 107951 MAR 2021 DENTAL BENEFITS PAYMENT INV DA	127.95	127.95
61126	214 - INSTITUTE FOR PROF. DEVELO	PO 107602 WEBINARS - TINA MARKEWICZ	50.00	50.00
61127	7006 - INTERSTATE WASTE SERVICES OF NJ	PO 107693 Garbage Disposal - Street Cans, Library	1,253.84	1,253.84
61128	87 - JCP&L	PO 107934 JCP&L 1/21-2/17/21*	2,857.21	2,857.21
61129	6043 - JCP&L	PO 107936 JCP&L 12/18-1/20/21	19.51	19.51
61130	87 - JCP&L	PO 107953 JCP&L 1/22-2/18/21*	123.73	123.73
61131	87 - JCP&L	PO 107954 JCP&L 2/24-3/18/21*	319.97	319.97
61132	6378 - JOHNY ON THE SPOT	PO 107523 Portable Restroom Rental - Polo, Rosebow	580.85	
		PO 107524 Portable Restroom Rental - Train Station	123.87	
		PO 107928 Portable Restroom Rental - Polo, Rose Bo	465.25	1,169.97
61133	6247 - JOY AUTO PARTS	PO 105793 POLICE OPEN PURCHASE ORDER FOR VEHICLE P	106.78	106.78
61134	358 - LUDLOW HEATING & COOLING CO.	PO 107558 2021 4 PM HVAC Service - Borough Hall +	232.18	232.18
61135	6799 - MARCO TECHNOLOGIES	PO 107899 2021 SERVICE CONTRACT #006433-05 - INV 1	187.28	187.28
61136	2423 - MES- LAWREN	PO 107330 N95 masks for COVID-19 protection	520.68	520.68
61137	322 - MGL FORMS PRINTING SOLUTIONS, LLC	PO 107773 CHECKS - BLANK FOR TRUST ACCOUNTS	878.50	878.50
61138	6103 - MINE HILL FIRST AID SQUAD	PO 106937 CLASS A,B,C EMT CERTIFICATION - BUTTEL	240.00	240.00
61139	98 - MJ NEILL, INC	PO 107958 DIESEL USAGE - FEB 2021*	4,157.55	4,157.55
61140	5258 - NEW JERSEY PRESS MEDIA SOLUTIONS	PO 107916 Classified Ad, Courier & Digital for Tru	164.18	164.18
61141	57 - NJ AMERICAN WATER CO.	PO 107921 NJ American Water 1/9-2/8/219*	363.06	363.06
61142	57 - NJ AMERICAN WATER CO.	PO 107923 NJ AMERICAN WATER - 1/12/20-2/9/21*	803.89	803.89
61143	6 - NJ DEPT. COMMUNITY AFFAIRS	PO 107877 UCC Subscriptions- Account #3407	100.00	100.00
61144	12 - NJ STATE LEAGUE OF MUNICIPALITIES	PO 107902 Classified ad for Program Coordinator/As	160.00	160.00
61145	1554 - NJRPA	PO 107937 Registration for "2021 Virtual Conferenc	150.00	150.00
61146	6714 - PAYBYPHONE TECHNOLOGIES INC	PO 107770 SERVICE FEES - TRAIN STATION PARKING MET	150.00	150.00
61147	895 - PIDGEON AND PIDGEON, P.C.	PO 107761 FEBRUARY 2021 LEGAL SERVICES	8,811.24	8,811.24
61148	6829 - QUADIENT, INC	PO 107945 RENTAL OF POSTAGE METER - SUITE 103 - AC	117.13	117.13
61149	31 - RECORDER PUBLISHING CO	PO 107893 LEGAL NOTICES 1/28/21 BERNARDSVILLE NEWS	94.86	
		PO 107894 LEGAL NOTICES 1/14/21 BERNARDSVILLE NEWS	32.13	
		PO 107925 LEGAL NOTICES 1/21/21 BERNARDSVILLE NEWS	54.89	181.88
61150	4955 - REEGS, INC	PO 107871 BATTERY FOR CAR 308	45.00	45.00
61151	4360 - RESEARCH & DESIGN LANDSCAPE LLC	PO 107889 Library Snow Plowing and Sidewalk Cleari	2,725.00	
		PO 107890 Train Station Plowing & Sidewalk Clearin	3,835.00	
		PO 107891 Post Office/Amerman Lot Plowing & Boroug	8,657.00	15,217.00
61152	5500 - RICOH USA, INC	PO 107248 OPEN P.O. FOR MAINTENANCE/TONER/EXTRA CO	214.65	214.65
61153	5108 - SERVICEMASTER ABSOLUTE CLEANING LLC	PO 107561 2021 Janitorial Services Borough Hall +	1,645.02	
		PO 107562 2021 Janitorial Services Suite 103, Suit	999.70	
		PO 107653 COVID Disinfecting Borough Hall; Januar	1,100.00	
		PO 107726 COVID Disinfecting - Lower Level Library	198.00	3,942.72

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

Check#	Vendor	Description	Payment	Check Total
61154	38 - STAPLES BUSINESS ADVANTAGE	PO 107872 1 MICROSOFT LIFECAM 300 WEBCAM	32.89	32.89
61155	6303 - SYNCB/AMAZON	PO 107592 BOA & PB Supplies	42.97	
		PO 107727 PRINTER RIBBON FOR TAX OFFICE RECEIPTOR	36.98	79.95
61156	4423 - TONY SANCHEZ LTD	PO 107918 repairs on truck #104 pto wiring + switc	698.00	698.00
61157	3488 - VERIZON	PO 107879 FIOS - ACCT# 354-642-517-0001-63 -2/10-3	129.99	
		PO 107941 FIOS - ACCT# 554-658-975-0001-21 -2/21/2	179.00	308.99
61158	61 - VERIZON	PO 107880 TELEPHONE BILL 908-221-9611 - 2/7-3/6/21	560.99	560.99
61159	61 - VERIZON	PO 107912 TELEPHONE BILLS 2/13-3/12/21*	176.37	176.37
61160	61 - VERIZON	PO 107944 FAX LINE - SUITE 103 - ACCOUNT 908 766-1	45.07	45.07
61161	61 - VERIZON	PO 107946 TELEPHONE BILLS FEB 20- MAR 19, 2021*	2,571.88	2,571.88
61162	5173 - VERIZON BUSINESS SERVICES	PO 107878 LONG DISTANCE JAN 2021 ACC #Y2687028*	47.19	47.19
61163	1632 - VERIZON WIRELESS (NEWARK)	PO 107900 ACC #442265347 - 00002 WIRELESS PHONES	941.72	
		PO 107901 ACC#442265347-00001* WIRELESS PHONES FE	2,378.10	3,319.82
61164	868 - VIKING PEST CONTROL	PO 107533 Monthly Pest Control and Carpenter Ant T	148.13	148.13
61165	90 - VILLAGE SUPER MARKETS	PO 107961 STORM 12/20	88.64	88.64
61166	1264 - WELDON ASPHALT CO.	PO 107905 BITUMINOUS CONCRETE & STONE - JAN 2021	357.49	357.49
61167	494 - WORK N WEAR	PO 107917 clothes--Jason	212.00	212.00
TOTAL				96,113.42

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
10-101-0100-6000	CASH - CURRENT FUND			0.00	96,113.42
10-192-0821-1000	LIBRARY RENTAL			10,414.80	
10-205-5500-0000	OVERPAYMENTS			982.05	
10-A00-0100-0200	(2020) ADMIN. & EXEC. OE		979.50		
10-A00-0101-0200	(2020) HUMAN RESOURCES - OE		228.37		
10-A00-0145-0200	(2020) BUILD. & GROUNDS - OE		465.25		
10-A00-0195-0200	(2020) POLICE - OE		2,590.07		
10-A00-0210-0200	(2020) EMERGENCY MGMT. - OE		88.64		
10-A00-0246-0200	(2020) VEHICLE MAINT. -OE		106.78		
10-A00-0285-0200	(2020) CONSTRUCTION - OE		276.01		
10-A00-0320-0200	(2020) GAS		3.83		
10-C00-0100-0200	ADMIN. & EXEC. OE	386.13			
10-C00-0101-0200	HUMAN RESOURCES - OE	4,735.50			
10-C00-0102-0200	MUNICIPAL CLERK - OE	398.13			
10-C00-0110-0200	FINANCE DEPT - OE	1,630.15			
10-C00-0112-0200	TECH.INF.SYSTEM-OE	1,542.20			
10-C00-0120-0200	TAX COLLECTOR - OE	36.98			
10-C00-0135-0200	LEGAL SERVICES - OE	8,811.24			
10-C00-0145-0200	BUILD. & GROUNDS - OE	14,534.94			
10-C00-0150-0200	PLANNING BOARD - OE	100.90			
10-C00-0155-0200	BOARD OF ADJ. - OE	237.50			
10-C00-0160-0200	SHADE TREE COMM. - OE	3,500.00			
10-C00-0175-0200	GROUP INSURANCE - OE	2,522.33			
10-C00-0195-0200	POLICE - OE	299.44			
10-C00-0220-0200	STREETS & ROADS - OE	20,955.28			
10-C00-0225-0200	STREET LIGHTING - OE	1,683.11			
10-C00-0246-0200	VEHICLE MAINT. -OE	1,081.72			
10-C00-0260-0200	ANIMAL CONTROL - OE	1,500.00			
10-C00-0272-0200	RECREATION - OE	150.00			
10-C00-0285-0200	CONSTRUCTION - OE	100.00			
10-C00-0305-0200	TELEPHONE	7,244.21			
10-C00-0310-0200	ELECTRICITY	1,637.31			
10-C00-0315-0200	GASOLINE	6,891.05			
TOTALS FOR		79,978.12	4,738.45	11,396.85	96,113.42

Total to be paid from Fund 10 CURRENT FUND

96,113.42

=====

96,113.42

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
Checks Previously Disbursed					
10734	SOMERSET COUNTY, TREASURER	PO# 107824	1ST QUARTER COUNTY TAXES	1,772,248.01	2/16/2021
10733	SOMERSET COUNTY, TREASURER	PO# 107825	1ST QUARTER COUNTY OPEN SPACE TAX	167,622.39	2/16/2021

				1,939,870.40	
Totals by fund					
	Previous Checks/Voids	Current Payments	Total		
Fund 10 CURRENT FUND	1,939,870.40	96,113.42	2,035,983.82		
BILLS LIST TOTALS	1,939,870.40	96,113.42	2,035,983.82		

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

Meeting Date: 03/08/2021 For bills from 02/23/2021 to 03/03/2021

Check#	Vendor	Description	Account	PO Payment	Check Total
347	3863 - CENTRAL JERSEY CONSTRUCTION 19-285-0500-8001	PO 107767 Emergency Snow Removal - Route 202 RESERVE FOR STORM RECOVERY	5,320.00	5,320.00	5,320.00
348	2423 - MES- LAWREN 19-285-0500-8002	PO 107253 COVID-19 Surgical masks 1000 STORM RECOVERY TRUST - COVID-19	530.00	530.00	530.00
349	6337 - R. MADDALUNA CONSTRUCTION, LLC 19-285-0500-8001	PO 107765 Emergency Snow Removal - Train Station RESERVE FOR STORM RECOVERY	7,380.00	7,380.00	7,380.00
TOTAL					13,230.00
Total to be paid from Fund 19 OTHER TRUSTS		13,230.00			
		<u>13,230.00</u>			

Checks Previously Disbursed

19152	PAYROLL ACCOUNT	PAYROLL - ACCUMULATED ABSENCES - R	4,205.19	2/19/2021

			4,205.19	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 19 OTHER TRUSTS	4,205.19	13,230.00	17,435.19
BILLS LIST TOTALS	4,205.19	13,230.00	17,435.19

**List of Bills - (2010101002000) CASH - PAYROLL
PAYROLL AGENCY**
Meeting Date: 03/08/2021 For bills from 02/23/2021 to 03/03/2021

Check#	Vendor	Description	Account	PO Payment	Check Total
20	7030 - MEGHAN LUKACSKO 20-280-5600-0900	PAYABLE - DIRECT DEPOSIT	PO 107892 TO REPLACE LOST PAYROLL CHECK #375 DATED 159.67	159.67	159.67
TOTAL					----- 159.67
Total to be paid from Fund 20 PAYROLL AGENCY		159.67 =====			
		159.67			

Checks Previously Disbursed

20675	ACTION DATA SERVICES-PAYROLL	PAYROLL TAXES PAYABLE - 2/19/21	90,283.43	2/19/2021
20674	ACTION DATA SERVICES-PAYROLL	PAYROLL DIRECT DEPOSIT - 2/19/21	167,084.56	2/19/2021
20670	ACTION DATA SERVICES-PAYROLL	PAYROLL DIRECT DEPOSIT - 2/5/21	224,684.86	2/05/2021

			482,052.85	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 20 PAYROLL AGENCY	482,052.85	159.67	482,212.52
BILLS LIST TOTALS	482,052.85	159.67	482,212.52 =====

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

Meeting Date: 03/08/2021 For bills from 02/23/2021 to 03/03/2021

Check#	Vendor	Description	Account	PO Payment	Check Total
6070	6990 - CANDORIS TECHNOLOGIES, LLC	PO 107406 Dell VRTX Hypervisor Servers + 3 Year Se		31,084.81	
	33-215-2912-1006	2020-1837 - POLICE EQUIPMENT	15,542.41		
	33-215-2912-1008	2020-1837 - GENERAL IMP/EQUIPMENT	10,563.34		
	33-215-2700-1007	18-1761 - BOROUGH HALL - COMPUTERS	4,979.06		31,084.81
	TOTAL				----- 31,084.81
Total to be paid from Fund 33 CAPITAL FUND			31,084.81		
			----- 31,084.81		

**List of Bills - (401010100200) CASH - SEWER UTILITY
SEWER UTILITY FUND**

Meeting Date: 03/08/2021 For bills from 02/23/2021 to 03/04/2021

Check#	Vendor	Description	Account	PO Payment	Check Total
10180	7032 - CHRISTIE PONESSA 40-C00-0101-0204 SEWER - MISCELLANEOUS	PO 107906 Reimbursement for Roto-Rooter Work for C	159.94	159.94	159.94
10181	386 - DELTA DENTAL OF NEW JERSEY, INC 40-C00-0101-0230 SEWER - GROUP INSURANCE	PO 107950 3/1-3/31/21 DENTAL BENEFITS PAYMENT INV	380.64	380.64	380.64
10182	1619 - GARDEN STATE LABORATORIES INC 40-C00-0101-0215 SEWER - TESTING	PO 107888 January 2021 Service	1,170.00	1,170.00	1,170.00
10183	6059 - NJ AMERICAN WATER 40-C00-0101-0205 SEWER - GENERAL EXPENSES	PO 107942 1ST QTR 2021 BASE CHARGE AND USAGE DATA	528.00	528.00	528.00
10184	57 - NJ AMERICAN WATER CO. 40-C00-0101-0229 SEWER - WATER BILLS	PO 107922 NJ AMERICAN WATER -	31.12	31.12	31.12
10185	57 - NJ AMERICAN WATER CO. 40-C00-0101-0229 SEWER - WATER BILLS	PO 107923 NJ AMERICAN WATER - 1/12/20-2/9/21*	4,555.35	4,555.35	4,555.35
10186	6821 - SMART WATER, INC 40-C00-0101-0213 SEWER - PLANT MAINTENANCE	PO 107915 1st Quarter Service 2021	600.00	600.00	600.00
10187	1518 - USA BLUE BOOK 40-C00-0101-0204 SEWER - MISCELLANEOUS	PO 107924 Received 2/17/21	61.46	61.46	61.46
10188	61 - VERIZON 40-C00-0101-0301 SEWER -TELEPHONE	PO 107882 TELEPHONE BILLS - FEB 2021 - 201 X52-128	337.34	337.34	337.34
10189	61 - VERIZON 40-C00-0101-0301 SEWER -TELEPHONE	PO 107883 TELEPHONE BILLS - FEB 2021 - 201 X52-128	337.82	337.82	337.82
TOTAL					8,161.67

Total to be paid from Fund 40 SEWER UTILITY FUND

8,161.67

8,161.67

Checks Previously Disbursed

40344	PAYROLL ACCOUNT	PAYROLL - SEWER 2/19/21	19,709.59	2/19/2021

			19,709.59	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 40 SEWER UTILITY FUND	19,709.59	8,161.67	27,871.26
BILLS LIST TOTALS	19,709.59	8,161.67	27,871.26

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

Meeting Date: 03/08/2021 For bills from 02/23/2021 to 03/03/2021

Check#	Vendor	Description	Account	PO Payment	Check Total
2126	6046 - LANZA & LANZA LLP 70-286-5685-4013 COAH - ADMINISTRATIVE COSTS	PO 107959 MT LAUREL LITIGATION - 3/1/21	50.00	50.00	50.00
2127	6940 - MIDATLANTIC ENGINEERING PARTNERS LLC 70-286-5685-4013 COAH - ADMINISTRATIVE COSTS	PO 106525 ASSESSMENT OF ENVIRONMENTAL LIABILITY -	4,212.50	4,212.50	4,212.50
2128	895 - PIDGEON AND PIDGEON,P.C. 70-286-5685-4013 COAH - ADMINISTRATIVE COSTS	PO 107761 FEBRUARY 2021 LEGAL SERVICES	702.00	702.00	702.00
TOTAL					----- 4,964.50
Total to be paid from Fund 70 COAH TRUST		4,964.50			
		<u>4,964.50</u>			
		4,964.50			

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

Meeting Date: 03/08/2021 For bills from 02/23/2021 to 03/03/2021

Check#	Vendor	Description	Account	PO Payment	Check Total
2103	895 - PIGEON AND PIGEON, P.C. 72-286-5685-3001	PO 107761 FEBRUARY 2021 LEGAL SERVICES RESERVE FOR OPEN SPACE - AQUISITION	78.00	78.00	78.00
2104	5741 - THE LAND CONSERVANCY OF NJ 72-286-5685-3001	PO 105639 TECHNICAL SERVICES RE: OPEN SPACE - RES RESERVE FOR OPEN SPACE - AQUISITION	6,000.00	6,000.00	6,000.00
TOTAL				-----	6,078.00
Total to be paid from Fund 72 OPEN SPACE TRUST		6,078.00			
		<u>6,078.00</u>			

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

Meeting Date: 03/08/2021 For bills from 02/23/2021 to 03/03/2021

Check#	Vendor	Description	Account	PO Payment	Check Total
219	6986 - STARR TRANSIT CO, INC 85-286-5685-4007	PO 107299 Shawnee Skip Trip Transportation 2/19 RECREATION TRUST - SHAWNEE SKI TRIP	2,000.00	2,000.00	2,000.00
220	6986 - STARR TRANSIT CO, INC 85-286-5685-4007	PO 107302 Shawnee Skip Trip Transportation 1/29 RECREATION TRUST - SHAWNEE SKI TRIP	2,000.00	2,000.00	2,000.00
221	6986 - STARR TRANSIT CO, INC 85-286-5685-4007	PO 107303 Shawnee Skip Trip Transportation 2/5 RECREATION TRUST - SHAWNEE SKI TRIP	2,000.00	2,000.00	2,000.00
TOTAL					6,000.00
Total to be paid from Fund 85 RECREATION TRUST		6,000.00			
		<u>6,000.00</u>			

RESOLUTION #21-58

SETTING RECREATION PROGRAM FEES

WHEREAS, the Recreation Director and/or Recreation Committee recommends the attached schedule of fees, copy attached hereto.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council to authorize the attached Recreation Program Schedule of Fees.

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 March 8, 2021.

Program Fees

Convience Fee	Fees	
	Resident	Non- Resident
Credit Card Convience Fee	3%	3%
Summer Camps		
6 Week Summer Camp 9:00am- 12:00pm	\$395.00	\$455.00
6 Week Summer Camp 9:00am- 3:00pm	N/A	N/A
6 Week Summer Camp Additional Hour	N/A	N/A
Camp Repeat and Encore Camp 8:00am- 12:00pm	\$95.00	\$115.00
Camp Repeat and Encore Camp 8:00am- 4:00pm	N/A	N/A
Extended Drop Off for Camp	N/A	N/A
Softball Camp	\$135.00	\$155.00
Strength Training for Girls	\$135.00	\$155.00
Track Camp	\$170.00	\$190.00
Girls Basketball	\$210.00	\$230.00
Multi Sport Summer Camp Full Day	\$355.00	\$375.00
Multi Sport Summer Camp Half Day AM	\$215.00	\$235.00
Multi Sport Summer Camp Half Day PM	\$155.00	\$175.00
Art Camp	\$550.00	\$570.00
Soccer Skills Full Day	\$355.00	\$375.00
Soccer Skills Half Day AM	\$215.00	\$235.00
Soccer Skills Half Day PM	\$215.00	\$235.00
Soccer Weekly Series	\$115.00	\$135.00
Kinder Antics (3 Days)	\$145.00	\$165.00
Theater Production 9:00am- 4:00pm	\$695.00	\$715.00
Theater Production 1:00pm- 4:00pm	\$465.00	\$485.00
Boys Baseball (One Week)	\$190.00	\$210.00
Boys Baseball (Two Weeks)	\$350.00	\$370.00
Baseball "Big Field" Camp	\$110.00	\$130.00
Jr. Mountianeer Football Camp	\$270.00	\$290.00
Pool		
Pool: Family Membership Before 4/30	\$440.00	\$630.00
Pool: Family Membership After 5/1	\$515.00	\$720.00
Pool: Babysitter Before 4/30	\$185.00	\$185.00
Pool: Babysitter After 5/1	\$225.00	\$225.00
Pool: Single Membership Before 4/30	\$245.00	\$395.00
Pool: Single Membership After 5/1	\$315.00	\$515.00
Pool: Senior Membership	Free	\$145.00
Guest Pass: 10 Passes	\$80.00	\$80.00
Guest Pass: 6 Passes	\$50.00	\$50.00
Guest Pass: Daily Fee	\$10.00	\$10.00
Guest Pass: Pass After 5:00pm	\$5.00	\$5.00
Guest Pass: Senior Guest	\$5.00	\$5.00
Guest Pass: After August 5th	\$10.00	\$10.00
Lost or Reprinted Pool Badge	\$5.00	\$5.00
Pool Parties	\$175.00	\$175.00
Swim Lessons	\$90.00	\$90.00
Camp Member Swim Lessons (Non- Pool Member)	\$125.00	\$125.00

Private Swim Lessons: Half Hour Sessions	\$50.00	\$50.00
Private Swim Lessons: Four Half Hour Sessions	\$160.00	\$160.00
Adult Swim Clinic	\$50.00	\$50.00
Adult Swim Clinic Non- Pool Member Additional Fee	\$25.00	\$25.00
Swim Team	\$100.00	\$100.00
Swim Team: Additional Children	\$90.00	\$90.00
Swim Team: 6th Child	Free	Free
Pre- Team	\$90.00	\$90.00
Youth Stroke Clinic	\$80.00	\$80.00
Lifeguard Class	\$400.00	\$400.00
Lifeguard Recertification	\$260.00	\$260.00
Field Use Fees		
Profit/ Commerical Organizations (All Fields)	\$200.00/ hour	
Non Profit Organizations 80% Bernardsville Residents (Turf Field)	0.00/ hour	
Non Profit Organizations Less Than 80% B'Ville Res (Turf Field)	\$80.00/ hour	
Profit/ Commerical Organization/ Non- Resident Group Rosebowl Lights	\$25/ hour	


RESOLUTION #21 - 59

**AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH
TOPOLOGY LLC TO ASSIST THE BOROUGH IN ADMINISTERING
RFPS TO IDENTIFY POTENTIAL REDEVELOPERS FOR
65 MORRISTOWN ROAD AND QUIMBY LANE**

BE IT RESOLVED by the Borough Council of the Borough of Bernardsville as follows:

- (1) The Mayor and Clerk are hereby authorized to sign a Professional Services Agreement with Topology LLC to assist the Borough in administering RFPs to identify potential redevelopers for 65 Morristown Road and Quimby Lane.
- (2) This contract is awarded without competitive bidding as a “Professional Service” in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law.
- (3) The amount of this contract shall be for an amount not to exceed \$21,500.

I, Leslie Roberson, C.M.F.O. hereby certify, in accordance with requirements of N.J.A.C. 5:30-14.5, that funds for the project discussed herein are available in the 2021 Budget – A&E – Downtown Revitalization – 10-C00-0100-0200



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 March 8, 2021.

BOROUGH OF BERNARDSVILLE, NJ

RESOLUTION #21-60
AUTHORIZATION OF TAX REFUND

WHEREAS, the following tax overpayment exists due to a billing adjustment, duplicate payment and/or an incorrect figure paid for the following parcel(s); and

Block & Lot	Quarter & Year	Amount	Reason for Refund	Issue Refund To
37/10.4C/CONDO	2021/1	\$982.05	Duplicate Payment	Eduardo & Elicia Agnese 132 Claremont Road, Unit 4C Bernardsville, NJ 07924

WHEREAS, the tax collector is recommending a refund be issued.

NOW, THEREFORE, BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the Tax Collector is hereby authorized to refund the aforementioned tax overpayment(s)

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 March 8, 2021.

redemption.res

EXTRACT from the minutes of a regular meeting of the Borough Council of the Borough of Bernardsville, in the County of Somerset, New Jersey, held at the Municipal Building, 166 Mine Brook Road, Bernardsville, New Jersey, on March 8, 2021, at 7:00 o'clock P.M.

PRESENT:

ABSENT:

* * *

_____ introduced and moved the adoption of the following resolution and
_____ seconded the motion:

RES#21-61 RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$761,000 BOND ANTICIPATION NOTES OF THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY.

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

Section 1. Pursuant to a bond ordinance of the Borough of Bernardsville (the "Borough") entitled: "Bond ordinance providing for the acquisition of lands for affordable housing purposes in and by the Borough of Bernardsville, in the County of Somerset, New Jersey, appropriating \$800,000 therefor (inclusive of \$50,000 for soft costs) and authorizing the issuance of \$761,000 bonds or notes of the Borough for financing such appropriation", finally adopted on March 11, 2019 (#2019-1797), bond anticipation notes of the Borough in a principal amount not exceeding \$761,000 shall be issued for the purpose of temporarily financing the

improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 2. All bond anticipation notes (the “notes”) issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer of the Borough (the “Chief Financial Officer”), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Borough in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 3. Any note issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough’s faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 4. The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Borough, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 5. All action heretofore taken by Borough officials and professionals with regard to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

Section 6. This resolution shall take effect immediately.

Upon motion of _____, seconded by _____
_____, the foregoing resolution was adopted by the following vote:

AYES:

NOES:

CERTIFICATE

I, **ANTHONY SURIANO**, Borough Clerk of the Borough of Bernardsville, in the County of Bernardsville, New Jersey, **HEREBY CERTIFY** that the foregoing annexed extract from the minutes of a meeting of the Borough Council of said Borough, duly called and held on March 8, 2021, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Borough, and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough this 8th day of March, 2021.

(SEAL)

Anthony Suriano
Borough Clerk

EXTRACT from the minutes of a regular meeting of the Borough Council of the Borough of Bernardsville, in the County of Somerset, New Jersey, held at the Municipal Building, 166 Mine Brook Road, Bernardsville, New Jersey, on March 8, 2021, at 7:00 P.M.

PRESENT:

ABSENT:

* * *

_____ introduced and moved the adoption of the following resolution and _____ seconded the motion:

RES#21-62 RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF BONDS OF THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY, INTO A SINGLE ISSUE OF GENERAL BONDS AGGREGATING \$5,103,000 IN PRINCIPAL AMOUNT.

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

Section 1. Pursuant to the provisions of Section 40A:2-26 of the Local Bond Law of New Jersey, particularly paragraph (f) thereof and in lieu of the sale of more than one issue of bonds as provided for in said Local Bond Law, the several issues of bonds of this local unit described in Section 2 hereof, authorized pursuant to bond ordinances of the local unit heretofore adopted, shall be combined into a single and combined issue of bonds in the principal amount of \$5,103,000.

Section 2. The principal amount of the bonds of the several issues of bonds to be combined into a single issue as above provided, the bond ordinance authorizing each of said

several issues described by reference to its title and date of adoption, and the period or average period of usefulness determined in each of said bond ordinances are respectively as follows:

<u>Principal Amount of Bonds</u>	<u>Title of Ordinance and Date of Adoption</u>	<u>Period or Average Period of Usefulness (in Years)</u>
\$960,00 bonds	“Bond ordinance appropriating \$1,743,115.50, and authorizing the issuance of \$1,200,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Bernardsville, in the County of Somerset, New Jersey”, finally adopted on March 12, 2018 (#2018-1760)	11.66
\$855,000 bonds	“Bond ordinance providing for the improvement of various roads in and by the Borough of Bernardsville, in the County of Somerset, New Jersey, appropriating \$900,000 therefor and authorizing the issuance of \$855,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on December 9, 2019 (#2019-1827)	10
\$190,000 bonds	“Bond ordinance appropriating \$200,000, and authorizing the issuance of \$190,000 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Bernardsville, in the County of Somerset, New Jersey”, finally adopted on March 9, 2020 (#2020-1837)	12.6
\$915,000 bonds	“Bond ordinance providing for the improvement of the various roads in and by the Borough of Bernardsville, in the County of Somerset, New Jersey, appropriating \$1,511,000 therefor and authorizing the issuance of \$915,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on February 22, 2021 (#21-1874)	10

\$2,183,000 bonds

“Bond ordinance appropriating \$2,550,000, and authorizing the issuance of \$2,183,800 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Bernardsville, in the County of Somerset, New Jersey”, finally adopted on March 8, 2021 (#01-1875)

16.38

Section 3. The following matters are hereby determined with respect to said combined issue of bonds:

(a) The average period of usefulness, taking into consideration the respective amounts of obligations authorized to be issued pursuant to each of said bond ordinances, respectively, is thirteen (13) years.

(b) The bonds of said combined issue shall be designated “General Bonds of 2021” and shall mature within the said average period of usefulness hereinabove determined.

(c) The bonds of said combined issue shall be sold and issued in accordance with the provisions of said Local Bond Law applicable to the sale and issue of a single issue of bonds.

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

(a) None of the bonds of the several issues of bonds described in Section 2 hereof has been heretofore sold or issued and the several bond ordinances described in Section 2 hereof have not heretofore been rescinded and now remain in full force and effect as authorizations for the amount of bonds set forth opposite the title of the several bond ordinances described in said Section 2 hereof.

(b) No bonds are authorized by any of the bond ordinances described in Section 2 hereof, except bonds in the amount set opposite the title of said bond ordinances in Section 2 hereof.

(c) The several purposes for the financing of which the bonds described in Section 2 hereof have been authorized to be issued pursuant to the respective bond ordinances described in Section 2 hereof are purposes for which bonds of this local unit may lawfully be issued pursuant to said Local Bond Law and are not purposes for which a deduction may be taken in any annual or supplemental debt statement of the local unit.

Section 5. This resolution shall take effect immediately.

The foregoing resolution was adopted by the following vote:

AYES:

NOES:

CERTIFICATE

I, **ANTHONY SURIANO**, Borough Clerk of the Borough of Bernardsville, in the County of Somerset, New Jersey, **HEREBY CERTIFY** that the foregoing annexed extract from the minutes of a meeting of the Borough Council of said Borough, duly called and held on March 8, 2021, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Borough and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough this 8th day of March, 2021.

(SEAL)

Anthony Suriano
Borough Clerk

EXTRACT from the minutes of a regular meeting of the Borough Council of the Borough of Bernardsville, in the County of Somerset, New Jersey, held at the Municipal Building, 166 Mine Brook Road, Bernardsville, New Jersey, on March 8, 2021, at 7:00 P.M.

PRESENT:

ABSENT:

* * *

_____ introduced and moved the adoption of the following resolution and _____ seconded the motion:

RES#21-63 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$5,103,000 GENERAL BONDS OF 2021 OF THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY, AND PROVIDING FOR THEIR SALE.

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

Section 1. Terms of Bonds. The \$5,103,000 General Bonds of 2021 (the “Bonds”) of the Borough of Bernardsville, in the County of Somerset, New Jersey (the “Borough”), referred to and described in the resolution adopted pursuant to the Local Bond Law of the State of New Jersey, by the Borough Council of the Borough on March 8, 2021, entitled “Resolution providing for the combination of certain issues of bonds of the Borough of Bernardsville, in the County of Somerset, New Jersey, into a single issue of General Bonds aggregating \$5,103,000 in principal amount” and authorized by certain bond ordinances of the Borough therein described, shall be dated the date of delivery thereof, shall bear interest payable

semi-annually on April 15 and October 15 in each year, commencing April 15, 2022, expressed in a multiple of 1/100th of 1% or a multiple of 1/8 of 1%, shall mature in the principal amount of \$273,000 on April 15, 2022, \$290,000 on April 15, 2023, \$310,000 on April 15, 2024, \$335,000 on April 15, 2025, \$360,000 on April 15, 2026, \$375,000 on April 15, 2027, \$385,000 on April 15, 2028, \$390,000 on April 15, 2029, \$425,000 on April 15, 2030, \$445,000 on April 15, 2031, \$465,000 on April 15, 2032, and \$525,000 on April 15 in each of the years 2033 and 2034, and shall each bear a distinctive number to distinguish it from all other Bonds of said issue.

Section 2. Book-Entry-Only Bonds. The Bonds shall be issued by means of a book-entry system with no physical distribution of bond certificates made to the public. The Bonds shall be issued in registered form and bond certificates for each maturity will be issued to The Depository Trust Company, New York, New York (“DTC”), registered in the name of its nominee Cede & Co., and immobilized in its custody. A book-entry system will be employed, evidencing ownership of the Bonds in principal amount of \$5,000 or any \$1,000 increment in excess thereof, with transfers of ownership affected on the records of DTC and its participants pursuant to rules and procedures adopted by DTC and its participants. The successful bidder, as a condition to the delivery of the Bonds, will be required to deposit the bond certificates with DTC, registered in the name of Cede & Co. So long as Cede & Co. is the registered owner of the Bonds, principal and redemption price, if any, of and interest on the Bonds will be payable by the Borough or its agent to DTC or its nominee as registered owner of the Bonds. The Bonds shall be executed in the name of the Borough by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, under the seal of the Borough affixed, imprinted or otherwise reproduced thereon and attested by the manual signature of its Borough Clerk.

Section 3. Redemption. (A) The Bonds maturing prior to April 15, 2029 are not subject to redemption prior to maturity at the option of the Borough. The Bonds maturing on or after April 15, 2029 are subject to redemption prior to maturity at the option of the Borough upon notice as described below in whole or in part, in any order of maturity and by lot within a maturity if less than all the Bonds of such maturity are to be redeemed, on any date on or after April 15, 2028, at a redemption price equal to 100% of the principal amount thereof, together with interest accrued, if any, to the date fixed for redemption.

(B) Notice of redemption shall be given by first-class mail, postage prepaid, to the registered owners of the Bonds or portions thereof to be redeemed, not less than thirty (30) days nor more than sixty (60) days prior to the redemption date, but such mailing shall not be a condition precedent to such redemption and failure so to mail any such notice shall not affect the validity of any proceedings for the redemption of Bonds. If notice of redemption shall have been given as aforesaid, the Bonds or portions thereof specified in said notice shall become due and payable at the redemption price on the redemption date therein designated and if, on the redemption date, moneys for payment of the redemption price of all the Bonds to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, then from and after the redemption date interest on such Bonds shall cease to accrue and become payable. Less than all of a Bond in a denomination in excess of \$5,000 may be so redeemed, and in such case, upon the surrender of such Bond, there shall be issued to the registered owner thereof, without charge therefor, for the unredeemed balance of the principal amount of such Bond, Bonds of like series, designation, maturity and interest rate in any of the authorized denominations.

Section 4. Form of Bonds. The Bonds shall be in substantially the following forms with such changes and modifications as may be required, necessary, convenient or desirable for delivery thereof:

**UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF SOMERSET**

BOROUGH OF BERNARDSVILLE

GENERAL BOND OF 2021

Number: R – G - ____

Registered Owner: Cede & Co

Principal Amount: \$ _____

Dated Date: April 22, 2021

Interest Rate: _____%

Maturity Date: April 15, _____

CUSIP Number: 085383

The **BOROUGH OF BERNARDSVILLE** (the “Borough”), a municipal corporation of the State of New Jersey, situate in the County of Somerset, hereby acknowledges itself indebted and for value received promises to pay to the above-stated Registered Owner or registered assigns, the above-stated Principal Amount on the above-stated Maturity Date upon presentation and surrender of this bond, and to pay to the registered owner hereof interest on such sum, from the date of this bond until it matures or is redeemed, at the above-stated Interest Rate per annum payable semi-annually on April 15 and October 15 in each year, commencing April 15, 2022. Principal or redemption price, if any, of this bond will be paid in lawful money of the United States of America at the office of the Chief Financial Officer, Municipal Building, 166 Mine Brook Road, Bernardsville, New Jersey. Interest on this bond will be payable by check or draft mailed to the registered owner hereof whose name appears on the registration books of the Borough on April 1 and October 1 next preceding each interest payment date.

This bond is transferable only upon the books of the Borough kept for that purpose at the office of the Chief Financial Officer, Municipal Building, 166 Mine Brook Road, Bernardsville, New Jersey (the “Transfer Agent”), by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or such duly authorized attorney, and thereupon the Borough shall issue in the name of the transferee a new bond or bonds of the same aggregate principal amount and series, designation, maturity and interest rate as the surrendered bond. The Borough, the Transfer Agent and any paying agent of the Borough may treat and consider the person in whose name this bond is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This bond is one of an authorized issue of bonds and is issued pursuant to the Local Bond Law of the State of New Jersey, and as provided by resolution of the Borough Council of the Borough, entitled: "Resolution providing for the combination of certain issues of bonds of the Borough of Bernardsville, in the County of Somerset, New Jersey, into a single issue of General Bonds aggregating \$5,103,000 in principal amount", adopted on March 8, 2021 and the bond ordinances referred to therein.

The bonds maturing prior to April 15, 2029, are not subject to redemption prior to maturity at the option of the Borough. The bonds maturing on or after April 15, 2029, are subject to redemption prior to maturity at the option of the Borough upon notice as described below in whole or in part, in any order of maturity and by lot within a maturity if less than all the bonds of such maturity are to be redeemed, on any date on or after April 15, 2028 at a redemption price equal to 100% of the principal amount thereof, together with interest accrued, if any, to the date fixed for redemption.

Notice of redemption shall be given by first-class mail, postage prepaid, to the registered owners of the bonds or portions thereof to be redeemed, not less than thirty (30) days nor more than sixty (60) days prior to the redemption date, but such mailing shall not be a condition precedent to such redemption and failure so to mail any such notice shall not affect the validity of any proceedings for the redemption of bonds. If notice of redemption shall have been given as aforesaid, the bonds or portions thereof specified in said notice shall become due and payable at the redemption price on the redemption date therein designated and if, on the redemption date, moneys for payment of the redemption price of all the bonds to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, then from and after the redemption date interest on such bonds shall cease to accrue and become payable. Less than all of a bond in a denomination in excess of \$5,000 may be so redeemed, and in such case, upon the surrender of such bond, there shall be issued to the registered owner thereof, without charge therefor, for the unredeemed balance of the principal amount of such bond, bonds of like series, designation, maturity and interest rate in any of the authorized denominations.

The full faith and credit of the Borough are hereby irrevocably pledged for the punctual payment of the principal or redemption price, if any, and interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed, and that the issue of bonds of which this is one does not exceed any limitation imposed thereon by said Constitution or statutes.

IN WITNESS WHEREOF, the **BOROUGH OF BERNARDSVILLE** has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, and its corporate seal to be affixed, imprinted or reproduced hereon, and this bond and said seal to be attested by the manual signature of its Borough Clerk and this bond to be dated the above-stated Dated Date.

BOROUGH OF BERNARDSVILLE

(SEAL)

By _____
Mayor

ATTEST:

Borough Clerk

Chief Financial Officer

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though they were written out in full according to applicable laws or regulations (additional abbreviations may also be used though not in the following list):

TEN COM – as tenants in common
TEN ENT – as tenants by the entireties
JT TEN – as joint tenants with right of survivorship and not as tenants in common

UNIF GIFT MIN ACT

Custodian _____
(Cust) (Minor)
under Uniform Gifts to Minors Act

State

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

**PLEASE INSERT SOCIAL
SECURITY OR OTHER
IDENTIFYING NUMBER
OF ASSIGNEE
(FOR COMPUTER RECORD ONLY)**

(Please Print or Typewrite Name and Address of Transferee)

the within Bond, and all rights thereunder, and hereby irrevocably constitutes and appoints _____ Attorney, to transfer the within Bond on the books kept for the registration thereof, with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Section 5. Sale of Bonds and Publication of Notice. The Bonds shall be sold upon electric bids submitted on either Grant Street Group's MuniAuction website or the PARITY® Electronic Bid System of i-Deal LLC (as shall be determined by the Chief Financial Officer of the Borough after consultation with the Borough auditor and bond counsel) on April 8, 2021 until 11:00 o'clock A.M. (or such other date or time as shall be determined by the Chief Financial Officer of the Borough after consultation with the Borough auditor and bond counsel) and the Borough Clerk is hereby authorized and directed to (a) cause a notice of such sale to be published at least once, the first publication to be at least seven days prior to said sale in the "*Bernardsville News*", a newspaper published in the County of Somerset, and circulating in the municipality, and (b) cause a summary of the notice of sale to be published at least once, the first publication to be at least seven days prior to said sale in "*The Bond Buyer*", a financial newspaper published and circulating in the City of New York, New York.

Section 6. Forms of Notices. Said notice of sale and said summary of notice of sale shall be in substantially the following forms, respectively, with such changes and modifications as may be approved by the Chief Financial Officer of the Borough after consultation with the Borough auditor and bond counsel:

NOTICE OF SALE

THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY

\$5,103,000* GENERAL BONDS OF 2021

ELECTRONIC BIDS will be received by the Chief Financial Officer of the Borough of Bernardsville, in the County of Somerset, New Jersey (the “Borough”), via the PARITY® Electronic Bid System (“PARITY®”) of i-Deal LLC (“i-Deal”) on **Thursday, April 8, 2021**, until 11:00 a.m., eastern time, at which time they will be publicly announced, for the purchase of \$5,103,000* General Bonds of 2021 (the “Bonds”) of the Borough due on April 15 as follows*:

\$273,000 in 2022, \$290,000 in 2023, \$310,000 in 2024, \$335,000 in 2025, \$360,000 in 2026, \$375,000 in 2027, \$385,000 in 2028, \$390,000 in 2029, \$425,000 in 2030, \$445,000 in 2031, \$465,000 in 2032, and \$525,000 in each of the years 2033 and 2034.

Payment Dates. The Bonds will be dated the date of delivery thereof and will bear interest at the rate or rates per annum specified by the successful bidder therefor in accordance with this Notice of Sale payable on April 15 and October 15 in each year until maturity or earlier redemption, commencing April 15, 2022. The record dates for the payment of principal of and interest on the Bonds will be the April 1 and October 1 next preceding each such payment date.

Book-Entry Only. The Bonds will be issued in book-entry form only, initially in the name of Cede & Co., as nominee of The Depository Trust Company (“DTC”). Purchasers will not receive certificates representing their interests in the Bonds. Individual purchases will be in the principal amount of \$5,000 or integral multiples of \$1,000 in excess thereof. Payments of principal or redemption price, if any, and interest will be made by the Borough or its agent to DTC for subsequent disbursement to DTC participants to then be remitted to the beneficial owners of the Bonds.

Redemption. The Bonds maturing prior to April 15, 2029, are not subject to redemption prior to their stated maturities at the option of the Borough. The Bonds maturing on or after April 15, 2029, are subject to redemption prior to their stated maturities at the option of the Borough upon mailed notice, as described in the resolution of the Borough authorizing the Bonds, in whole or in part, in any order of maturity and by lot within a maturity if less than all the Bonds of such maturity are to be redeemed, on any date on or after April 15, 2028, at a redemption price equal to 100% of the principal amount thereof, together with interest accrued, if any, to the date fixed for redemption.

Bank Qualification. The Bonds **will** be designated as “qualified tax-exempt obligations” for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

Interest Rate and Price Parameters. Each bid must specify in a multiple of one-eighth (1/8th) or one-twentieth (1/20th) of one percent (1%) the rate or rates of interest which the Bonds are to bear. Not more than one rate of interest may be specified for the Bonds of the same maturity. There is no limitation on the number of rates of interest that may be specified. The difference between the highest and the lowest rates of interest specified shall not exceed two percent (2%). No bid shall be considered that offers to pay an amount less than the principal amount of the Bonds offered for sale (i.e., \$5,103,000). Any bid

* Preliminary, subject to change.

premium must not exceed seven percent (7%) of the principal amount of the Bonds offered for sale (i.e., \$357,210).

Adjustment of Maturity Schedule. The Borough may, and expects to, after the receipt of bids, adjust the maturity schedule of the Bonds, provided however, that (i) no maturity schedule adjustment shall exceed ten percent (10%) upward or downward of the principal for any maturity as specified herein, (ii) the aggregate adjustment to the maturity schedule shall not exceed 10% upward or downward of the aggregate principal amount of the Bonds offered for sale and (iii) the aggregate principal amount of the Bonds, as adjusted, will not exceed \$5,103,000. The dollar amount bid by the successful bidder shall be adjusted to reflect any adjustments in the aggregate principal amount of the Bonds to be issued. The adjusted bid price will reflect changes in the dollar amount of the underwriter's discount and the original issue premium or discount, but will not change the per bond underwriter's discount, as calculated from the original bid, and the initial public offering prices required to be delivered to the Borough.

Basis of Award. The Bonds will be awarded to the bidder on whose bid the total loan may be made at the lowest true interest cost. Such true interest cost shall be computed, as to each bid, by determining the interest rate, compounded semi-annually, necessary to discount the debt service payments to the date of the Bonds and to the price bid. If two (2) or more bidders offer the same lowest true interest cost, then the Bonds will be sold to one (1) of such bidders selected by lot from among all such bidders. The right is reserved to reject any and all bids and, to the extent permitted by law, to waive any irregularity or informality in any bid.

Good Faith Deposit. Each bidder is required to deposit a certified or cashier's or treasurer's check drawn upon a bank or trust company payable to the order of the Borough of Bernardsville, in the County of Somerset, New Jersey, for \$102,060 (the "Deposit Amount"). In lieu of the foregoing, a bidder may deliver the Deposit Amount via a wire transfer of immediately available funds to the Borough. Wiring instructions may be obtained by contacting the Borough's Municipal Advisor, Phoenix Advisors, LLC (the "Municipal Advisor"), Sherry Tracey at tracey@muniadvisors.com or (609) 291-0130. Such check or wire transfer must be received by the Chief Financial Officer of the Borough at or before 11:00 a.m., eastern time, on the bid date at the Municipal Building, 166 Mine Brook Road, Bernardsville, New Jersey, 07924. No interest on the Deposit Amount will accrue to the successful bidder. The Deposit Amount will be applied in part payment for the Bonds or to secure the Borough from any loss resulting from the failure of the successful bidder to comply with the terms of its bid.

Award and Closing. Award of the Bonds to the successful bidder, or rejection of all bids, is expected to be made promptly after receipt of the bids, but a bidder may not withdraw its bid until after 2:00 p.m., eastern time, of the day of such bid-receipt and then only if such award has not been made prior to the withdrawal. The Bonds will be delivered and shall be paid for in immediately available funds on or about April 22, 2021, at such place in Newark, New Jersey, and on such business day and at such hour, as the undersigned shall fix on five (5) business days' notice to the successful bidder, or at such other place and time as may be agreed upon with the successful bidder.

PARITY®. Each bid must be submitted via PARITY®. No bidder will see any other bidder's bid, nor will any bidder see the status of its bid relative to other bids (e.g., whether its bid is a leading bid). To the extent any instructions or directions set forth on PARITY® conflict with this Notice of Sale, the terms of this Notice of Sale shall control. For further information about PARITY®, potential bidders may contact PARITY® at i-Deal at (212) 404-8102. The Borough may, but is not obligated to, acknowledge its acceptance in writing of any bid submitted electronically via PARITY®. Each bidder further agrees that: (1) if a bid submitted electronically via PARITY® is accepted by the Borough, the terms of this Notice of Sale and the information that is electronically transmitted via PARITY® shall form a contract and the successful bidder shall be bound by the terms of such contract, (2) PARITY® is not an

agent of the Borough and the Borough shall have no liability whatsoever based on any bidder's use of PARITY®, including but not limited to any failure by PARITY® to correctly or timely transmit information provided by the Borough or information provided by the bidder, (3) the Borough may choose to discontinue use of electronic bidding via PARITY® by issuing a notification to such effect via TM3 News Services, or by other available means, no later than 3:00 p.m., eastern time, on the last business date prior to the bid date, (4) once the bids are communicated electronically via PARITY® to the Borough, each bid shall be deemed to be an irrevocable offer to purchase the Bonds on the terms provided in this Notice of Sale and (5) each bidder shall be solely responsible to make necessary arrangements to access PARITY® for purposes of submitting its bid in a timely manner and in compliance with the requirements of this Notice of Sale. Neither the Borough nor i-Deal shall have any duty or obligation to provide or assure such access to any bidder, and neither the Borough nor i-Deal shall be responsible for a bidder's failure to register to bid or for the proper operation of, or have any liability for any delays or interruptions of, or any damages caused by, PARITY®. The Borough is using PARITY® as a communication mechanism, and not as the Borough's agent, to conduct the electronic bidding for the Bonds. By using PARITY®, each bidder agrees to hold the Borough harmless for any harm or damages caused to such bidder in connection with its use of PARITY® for bidding on the Bonds.

Change in Federal Tax Law. The successful bidder may at its option refuse to accept the Bonds if prior to their delivery any income tax law of the United States of America shall provide that the interest thereon is taxable, or shall be taxable at a future date, for federal income tax purposes, and in such case the Deposit Amount paid by it will be returned and the successful bidder will be relieved of its contractual obligations arising from the acceptance of its bid.

Bond Insurance Option. If the Bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of a bidder, any purchase of such insurance or commitment therefor shall be at the sole option and expense of the bidder and any increased costs of issuance of the Bonds resulting by reason of such insurance, unless otherwise paid, shall be paid by such bidder. Any failure of the Bonds to be so insured or of any such policy of insurance to be issued shall not in any way relieve the successful bidder of its contractual obligations arising from the acceptance of its bid for the purchase of the Bonds.

Establishment of Issue Price (10% Test or Hold-the-Offering-Price Rule May Apply if Competitive Sale Requirements are Not Satisfied – Bidder Option). The successful bidder shall assist the Borough in establishing the issue price of the Bonds and shall execute and deliver to the Borough at closing an “issue price” or similar certificate setting forth the reasonably expected initial offering price to the public or the sales price or prices of the Bonds, together with the supporting pricing wires or equivalent communications, with such modifications as may be appropriate or necessary, in the reasonable judgment of the successful bidder, the Borough and bond counsel to the Borough. The form of such certificate is available from bond counsel to the Borough.

The Borough intends that the provisions of Treasury Regulation Section 1.148-1(f)(3)(i) (defining “competitive sale” for purposes of establishing the issue price of the Bonds) will apply to the initial sale of the Bonds (the “competitive sale requirements”) because: (1) the Borough shall disseminate this Notice of Sale to potential underwriters in a manner that is reasonably designed to reach potential underwriters, (2) all bidders shall have an equal opportunity to bid, (3) the Borough may receive bids from at least three underwriters of municipal bonds who have established industry reputations for underwriting new issuances of municipal bonds and (4) the Borough anticipates awarding the sale of the Bonds to the bidder who submits a firm offer to purchase the Bonds at the highest price (or lowest interest cost), as set forth in this Notice of Sale.

Any bid submitted pursuant to this Notice of Sale shall be considered a firm offer for the purchase of the Bonds, as specified in the bid. Unless a bidder is purchasing the Bonds for its own account and not with a view to distribution or resale to the public, a bidder by submitting its bid represents that it is an underwriter of municipal bonds that has an established industry reputation for underwriting new issuances of municipal bonds.

In the event that the competitive sale requirements are not satisfied, the Borough shall so advise the successful bidder. In such event, unless the successful bidder is purchasing the Bonds for its own account and not with a view to distribution or resale to the public, the successful bidder shall elect to treat (i) the first price at which 10% of a maturity of the Bonds (the "10% test") is sold to the public as the issue price of that maturity and/or (ii) the initial offering price to the public as of the sale date of any maturity of the Bonds as the issue price of that maturity (the "hold-the-offering-price rule"), in each case applied on a maturity-by-maturity basis. The successful bidder shall advise the Borough if any maturity of the Bonds does not satisfy the 10% test as of the date and time of the award of the Bonds. The successful bidder shall promptly advise the Borough which of such maturities of the Bonds shall be subject to the 10% test or shall be subject to the hold-the-offering-price rule. Bids will not be subject to cancellation in the event that the competitive sale requirements are not satisfied. Bidders should prepare their bids on the assumption that some or all of the maturities of the Bonds will be subject to either the 10% test or the hold-the-offering-price rule in order to establish the issue price of the Bonds.

By submitting a bid, the successful bidder shall (i) confirm that the underwriters have offered or will offer the Bonds to the public on or before the date of award at the offering price or prices (the "initial offering price"), or at the corresponding yield or yields, set forth in the bid submitted by the successful bidder and (ii) agree, on behalf of the underwriters participating in the purchase of the Bonds, that the underwriters will neither offer nor sell unsold Bonds of any maturity to which the hold-the-offering-price rule shall apply to any person at a price that is higher than the initial offering price to the public during the period starting on the sale date and ending on the earlier of the following: (1) the close of the fifth (5th) business day after the sale date or (2) the date on which the underwriters have sold at least 10% of that maturity of the Bonds to the public at a price that is no higher than the initial offering price to the public. The winning bidder will advise the Borough promptly after the close of the fifth (5th) business day after the sale date whether it has sold 10% of that maturity of the Bonds to the public at a price that is no higher than the initial offering price to the public.

If the competitive sale requirements are not satisfied and the successful bidder has elected the 10% test to apply to any maturity of the Bonds, then until the 10% test has been satisfied as to each such maturity of the Bonds, the successful bidder agrees to promptly report to the Borough the prices at which the unsold Bonds of that maturity have been sold to the public. That reporting obligation shall continue, whether or not the closing date has occurred, until either (i) all Bonds of that maturity have been sold or (ii) the 10% test has been satisfied as to the Bonds of that maturity, provided that, the successful bidder's reporting obligation after the closing date may be at reasonable periodic intervals or otherwise upon request of the Borough or bond counsel to the Borough.

The Borough acknowledges that, in making the representations set forth above, the successful bidder will rely on (i) the agreement of each underwriter to comply with the requirements for establishing issue price of the Bonds, including, but not limited to, its agreement to comply with the hold-the-offering-price rule, if applicable to the Bonds, as set forth in an agreement among underwriters and the related pricing wires, (ii) in the event a selling group has been created in connection with the initial sale of the Bonds to the public, the agreement of each dealer who is a member of the selling group to comply with the requirements for establishing issue price of the Bonds, including, but not limited to, its agreement to comply with the hold-the-offering-price rule, if applicable to the Bonds, as set forth in a selling group agreement and the related pricing wires and (iii) in the event that an underwriter or dealer who is a

member of the selling group is a party to a third-party distribution agreement that was employed in connection with the initial sale of the Bonds to the public, the agreement of each broker-dealer that is a party to such agreement to comply with the requirements for establishing issue price of the Bonds, including, but not limited to, its agreement to comply with the hold-the-offering-price rule, if applicable to the Bonds, as set forth in the third-party distribution agreement and the related pricing wires. The Borough further acknowledges that each underwriter shall be solely liable for its failure to comply with its agreement regarding the requirements for establishing issue price of the Bonds, including, but not limited to, its agreement to comply with the hold-the-offering-price rule, if applicable to the Bonds, and that no underwriter shall be liable for the failure of any other underwriter, or of any dealer who is a member of a selling group, or of any broker-dealer that is a party to a third-party distribution agreement to comply with its corresponding agreement to comply with the requirements for establishing issue price of the Bonds, including, but not limited to, its agreement to comply with the hold-the-offering-price rule, if applicable to the Bonds.

By submitting a bid, each bidder confirms that: (i) any agreement among underwriters, any selling group agreement and each third-party distribution agreement (to which the bidder is a party) relating to the initial sale of the Bonds to the public, together with the related pricing wires, contains or will contain language obligating each underwriter, each dealer who is a member of the selling group, and each broker-dealer that is a party to such third-party distribution agreement, as applicable: (A)(1) to report the prices at which it sells to the public the unsold Bonds of each maturity allocated to it, whether or not the closing date has occurred, until either all Bonds of that maturity allocated to it have been sold or it is notified by the successful bidder that the 10% test has been satisfied as to the Bonds of that maturity, provided that, the reporting obligation after the closing date may be at reasonable periodic intervals or otherwise upon request of the successful bidder and (2) to comply with the hold-the-offering-price rule, if applicable, if and for so long as directed by the successful bidder and as set forth in the related pricing wires, (B) to promptly notify the successful bidder of any sales of Bonds that, to its knowledge, are made to a purchaser who is a related party to an underwriter participating in the initial sale of the Bonds to the public (each such term being used as defined below) and (C) to acknowledge that, unless otherwise advised by the underwriter, dealer or broker-dealer, the successful bidder shall assume that each order submitted by the underwriter, dealer or broker-dealer is a sale to the public and (ii) any agreement among underwriters or selling group agreement relating to the initial sale of the Bonds to the public, together with the related pricing wires, contains or will contain language obligating each underwriter or dealer that is a party to a third-party distribution agreement to be employed in connection with the initial sale of the Bonds to the public to require each broker-dealer that is a party to such third-party distribution agreement to (A) report the prices at which it sells to the public the unsold Bonds of each maturity allotted to it, whether or not the closing date has occurred, until either all Bonds of that maturity allocated to it have been sold or it is notified by the successful bidder or such underwriter that the 10% test has been satisfied as to the Bonds of that maturity, provided that, the reporting obligation after the closing date may be at reasonable periodic intervals or otherwise upon request of the successful bidder or such underwriter and (B) comply with the hold-the-offering-price rule, if applicable, if and for so long as directed by the successful bidder or the underwriter and as set forth in the related pricing wires.

Sales of any Bonds to any person that is a related party to an underwriter participating in the initial sale of the Bonds to the public (each such term being used as defined below) shall not constitute sales to the public for purposes of this Notice of Sale. Further, for purposes of this Notice of Sale: (i) “public” means any person other than an underwriter or a related party, (ii) “underwriter” means (A) the successful bidder, (B) any person that agrees pursuant to a written contract with the successful bidder to form an underwriting syndicate to participate in the initial sale of the Bonds to the public and (C) any person that agrees pursuant to a written contract directly or indirectly with a person described in clause (B) to participate in the initial sale of the Bonds to the public (including a member of a selling group or a party to a third-party distribution agreement participating in the initial sale of the Bonds to the public),

(iii) “related party” means any entity if an underwriter and such entity are subject, directly or indirectly, to (I) more than 50% common ownership of the voting power or the total value of their stock, if both entities are corporations (including direct ownership by one corporation of another), (II) more than 50% common ownership of their capital interests or profits interests, if both entities are partnerships (including direct ownership by one partnership of another) or (III) more than 50% common ownership of the value of the outstanding stock of the corporation or the capital interests or profit interests of the partnership, as applicable, if one entity is a corporation and the other entity is a partnership (including direct ownership of the applicable stock or interests by one entity of the other) and (iv) “sale date” means the date that the Bonds are awarded by the Borough to the successful bidder.

CUSIP Numbers. The Borough’s Municipal Advisor will apply for CUSIP identification numbers with respect to the Bonds, but neither the failure to print such number on any Bond nor any error with respect thereto shall constitute cause for the failure or refusal of the successful bidder to accept delivery of and pay for the Bonds. The CUSIP Service Bureau charge for the assignment of CUSIP numbers on the Bonds shall be the responsibility of and shall be paid for by the successful bidder.

Initial and Continuing Disclosure. A preliminary official statement (the “Preliminary Official Statement”) relating to the Bonds is available at www.munihub.com and the Preliminary Official Statement is deemed final as of its date by the Borough for purposes and within the meaning of Rule 15c2-12 of the Securities and Exchange Commission. A final official statement (the “Official Statement”) will be delivered to the successful bidder within seven (7) business days of the award of the Bonds. In order to assist bidders in complying with said Rule 15c2-12, the Borough will undertake to provide certain continuing disclosure as further described in the Preliminary Official Statement.

Legal Opinion and Closing Documents. The successful bidder will be furnished, without cost, with the approving opinion of the law firm of Hawkins Delafield & Wood LLP, bond counsel to the Borough, to the effect that the Bonds are valid and legally binding obligations of the Borough and, unless paid from other sources, are payable from ad valorem taxes levied upon all the taxable property therein without limitation as to rate or amount. The obligations under this Notice of Sale to deliver or accept the Bonds pursuant to this Notice of Sale shall be conditioned on the availability to the successful bidder and delivery at the time of delivery of the Bonds of the said approving opinion and of certificates in form and tenor satisfactory to said law firm evidencing the proper execution and delivery of the Bonds and receipt of payment therefor and including a statement, dated as of the date of such delivery, to the effect that, except as may be disclosed in the Official Statement, there is no litigation pending or (to the knowledge of the signer or signers thereof) threatened relating to the Bonds.

Postponement and Adjustments. The Borough reserves the right to postpone, from time to time, the date and time established for receipt of bids and the right to adjust the maturity schedule for the Bonds. Any such postponement or adjustment will be published on TM3 News Services, or by other available means, not less than twenty-four (24) hours prior to the sale. If any date fixed for the receipt of bids and the sale of the Bonds is postponed, an alternative sale date will be announced via TM3 News Services, or by other available means, at least forty-eight (48) hours prior to such alternative sale date.

Availability of Information. Printed copies of the Preliminary Official Statement, this Notice of Sale and additional information regarding the sale, may be obtained from Hawkins Delafield & Wood LLP, bond counsel to the Borough, One Gateway Center, Newark, New Jersey, 07102-5311 (Telephone: 973-642-8677)) or the Borough’s Municipal Advisor, Sherry Tracey, 625 Farnsworth Avenue, Bordentown, New Jersey 08505 (Telephone: 609-291-0130).

ANTHONY SURIANO
Borough Clerk

Dated: March 25, 2021

SUMMARY OF NOTICE OF SALE

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

\$5,103,000* GENERAL BONDS OF 2021

ELECTRONIC BIDS for the above-described bonds (the “Bonds”) will be received by the Chief Financial Officer of the Borough of Bernardsville, in the County of Somerset, New Jersey (the “Borough”), via the PARITY® Electronic Bid System of i-Deal LLC on **Thursday, April 8, 2021**, until 11:00 a.m., eastern time. As described in the full Notice of Sale, a good faith check or a wire transfer must be received by the Chief Financial Officer of the Borough prior to or simultaneously with the submission of a bid. The Bonds shall mature on April 15 as follows*:

\$273,000 in 2022, \$290,000 in 2023, \$310,000 in 2024, \$335,000 in 2025, \$360,000 in 2026, \$375,000 in 2027, \$385,000 in 2028, \$390,000 in 2029, \$425,000 in 2030, \$445,000 in 2031, \$465,000 in 2032, and \$525,000 in each of the years 2033 and 2034.

The Bonds will be dated the date of delivery thereof and will bear interest payable on April 15 and October 15 in each year until maturity or earlier redemption, commencing April 15, 2022, at the rate or rates per annum specified, in multiples of one-eighth (1/8th) or one-twentieth (1/20th) of one percent (1%), by the successful bidder in accordance with the full Notice of Sale. The Bonds will be issued in book-entry form only and will be designated as “qualified tax-exempt obligations” for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The Bonds are subject to redemption in accordance with the full Notice of Sale.

Copies of the full Notice of Sale and the Preliminary Official Statement are available at www.munihub.com and may also be obtained by contacting Hawkins Delafield & Wood LLP, bond counsel to the Borough, One Gateway Center, Newark, New Jersey, 07102-5311 (Telephone: 973-642-8677)) or the Borough’s Municipal Advisor, Sherry Tracey, 625 Farnsworth Avenue, Bordentown, New Jersey 08505 (Telephone: 609-291-0130).

ANTHONY SURIANO
Borough Clerk

Dated: March 25, 2021

* Preliminary, subject to change.

Section 7. Additional Matters Contained in Bonds. The Borough Clerk is hereby authorized and, if necessary or advisable in the opinion of Hawkins Delafield & Wood LLP, directed (a) to cause the applicable CUSIP numbers (if any) assigned for each of said bonds by the CUSIP Service Bureau of Standard & Poor's Corporation of New York, New York, to be printed on the Bonds, and (b) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance, at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds in such form as shall be satisfactory to Hawkins Delafield & Wood LLP.

Section 8. Delivery of Related Documents. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to the successful bidder and the payment of the purchase price thereof in accordance with the contract of sale, the Chief Financial Officer is hereby authorized and directed, as of the date of issue, to deliver to said bidder (a) an arbitrage and use of proceeds certificate with respect to the Bonds in such form as shall be satisfactory to Hawkins Delafield & Wood LLP under and for the purposes of Section 148 of the Internal Revenue Code of 1986, as amended to said date of issue (the "Code"), (b) an undertaking to provide continuing disclosure in order to assist said bidder in complying with Rule 15c2-12 of the Securities and Exchange Commission ("Rule 15c2-12") in a form satisfactory to Hawkins Delafield & Wood LLP and (c) such other documents as may be useful, necessary, convenient or desirable in connection with the issuance of the Bonds.

Section 9. Delegation of Power to Award Bonds. The Borough Council of the Borough, as the governing body thereof, does by this resolution designate the Chief Financial Officer of the Borough, or such other Borough official as may be deemed appropriate (the "Chief Financial Officer"), to sell and award the Bonds in accordance with the advertised terms of

public sale. The Chief Financial Officer or other Borough official making such sale shall report in writing to this governing body at its next meeting thereafter as to the principal amount, interest rate and maturities of the Bonds sold, the price obtained and the name of the purchaser. The Chief Financial Officer or other Borough official is hereby further authorized and directed to do and accomplish all matters and things necessary or desirable to accomplish the sale of the Bonds including, after consultation with the Borough auditor and bond counsel, (a) adjusting the maturity schedule of the Bonds and (b) postponing and rescheduling from time to time the sale of the Bonds in accordance with the provisions set forth in the notice of sale and as provided by law.

Section 10. Bank-Qualified Designation. The Bonds are hereby designated as “qualified tax-exempt obligations” pursuant to and for the purposes of Section 265(b)(3) of the Code, or to the extent the Bonds refund other obligations of the Borough, the Bonds are “qualified tax-exempt obligations” pursuant to Section 265(b)(3)(D)(iii) of the Code. Not more than \$10,000,000 of obligations, including the Bonds, of the Borough and all subordinate entities thereof are expected to be designated by the Borough for purposes of Section 265(b)(3) of the Code. As of the date hereof, the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds, as referred to and defined in Section 141 of the Code and current refundings of other obligations of the Borough), which will be issued by the Borough and all subordinate entities thereof during the 2021 calendar year does not exceed \$10,000,000.

Section 11. Preliminary Official Statement. All action taken to date by the officials, employees and agents of the Borough with respect to the issuance of the Bonds, including the preparation of a Preliminary Official Statement with respect thereto be and the same hereby are approved, ratified, adopted and confirmed and the Chief Financial Officer of the

Borough is hereby authorized to deliver said Preliminary Official Statement for its use in the sale, resale and distribution of the Bonds. The Chief Financial Officer of the Borough or such other Borough official as may be appropriate is hereby authorized and directed to deem said Preliminary Official Statement final as of its date for purposes and within the meaning of Rule 15c2-12.

Section 12. Final Official Statement. The execution, delivery and dissemination of a final Official Statement in substantially the same form as said Preliminary Official Statement with such changes, insertions and omissions as may be approved by the Chief Financial Officer of the Borough with respect to the issuance of the Bonds by and on behalf of the Borough, is hereby authorized, and the Chief Financial Officer of the Borough or such other Borough official as may be deemed appropriate is hereby authorized and directed to execute the same in the name and on behalf of the Borough Council and is further authorized to deliver said final Official Statement in executed form for its use in the sale, resale and distribution of the Bonds. The execution of said final Official Statement by the Chief Financial Officer of the Borough or such other Borough official as may be deemed appropriate shall be conclusive evidence of any approval required hereby.

Section 13. Actions to be Taken on Behalf of the Borough. The Borough Administrator, the Chief Financial Officer of the Borough and the Borough Clerk are hereby authorized to do all matters necessary, useful, convenient or desirable to accomplish the sale and delivery of the Bonds, including without limitation matters relating to the provision of electronic bids for the Bonds and the obtaining of a credit rating for the Bonds.

Section 14. Prior Action. All action heretofore taken by Borough officials and professionals relating to the sale of the Bonds is hereby ratified, confirmed, adopted and approved.

Section 15. Effective Date. This resolution shall take effect immediately.

The foregoing resolution was adopted by the following vote:

AYES:

NOES:

CERTIFICATE

I, **ANTHONY SURIANO**, Borough Clerk of the Borough of Bernardsville, in the County of Somerset, New Jersey, **HEREBY CERTIFY** that the foregoing annexed extract from the minutes of a meeting of the Borough Council of said Borough, duly called and held on March 8, 2021, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Borough and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough this 8th day of March, 2021.

(SEAL)

Anthony Suriano
Borough Clerk

RESOLUTION#21-64
AUTHORIZING SHARED SERVICES AGREEMENT
WITH BERNARDS TOWNSHIP FOR FIRE PREVENTION
(EXTENSION TO JUNE 30, 2021)

WHEREAS, the Borough of Bernardsville (“Bernardsville”) and the Township of Bernards (“Bernards”) have reviewed their needs, resources and personnel and have found that they can assist each other by Bernards operating the Bernardsville Fire Prevention Bureau with greater efficiency than the Borough operating the office with multiple part-time staff; and

WHEREAS, pursuant to N.J.S.A. 40A:65-1, et seq., any Fire Prevention Bureau of the State of New Jersey may contract with any other municipality for the shared provision within their several jurisdictions of any service that any party to the agreement is empowered to provide within its own jurisdiction; and

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

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

WHEREAS, the Shared Services Agreement, in the form attached hereto and made a part hereof, was negotiated and agreed to by, Bernardsville and Bernards which establishes a shared Fire Prevention Bureau and provides for the sharing of bureau facilities and bureau staff including the Fire Official and Fire Inspectors; and

WHEREAS, Bernardsville and Bernards have negotiated a Shared Services Agreement, which is attached hereto and made a part hereof; and

WHEREAS, the Shared Services Agreement has been reviewed by the Borough Attorney, along with representatives of the Borough; and

WHEREAS, the Borough Council of the Borough of Bernardsville finds it to be in the best interest of the Borough and its residents to enter into this Shared Services Agreement with Bernardsville and Bernards for the establishment and operation of a shared Fire Prevention Bureau; and

WHEREAS, Resolution #20-256 adopted on October 26, 2020 authorized a Shared Services Agreement as discussed above to December 31, 2020.

WHEREAS, Resolution #20-293 adopted on December 14, 2020 extended said agreement to March 31, 2021.

WHEREAS, in an email from Zoning Officer Geoff Price, the advice given to us by the State Fire Prevention department is that we should extend the agreement for another three months, as

the Governor's executive order still prevents a fully executed shared service agreement from being adopted at this time.

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

- 1) There shall be established a shared Fire Prevention Bureau servicing the Borough of Bernardsville and Township of Bernards subject to compliance with the terms and conditions of the approval.
- 2) The Mayor and Borough Clerk are hereby authorized and directed to execute the attached Shared Services Agreement with the Bernards Township, which Agreement sets forth the terms and conditions for the operation of the shared Fire Prevention Bureau, including the sharing of bureau facilities and bureau staff including the Fire Official and Fire Inspectors.
- 3) The Borough Clerk, Administrator, Borough Attorney and other appropriate Borough officials are further authorized to take any and all action required to comply with this Agreement.
- 4) This Resolution shall take effect immediately upon adoption, and the adoption of the appropriate mechanism approving the Shared Services Agreement adopted by the Borough.
- 5) The agreement is extended through June 30, 2021.

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 March 8, 2021.

**BOROUGH OF BERNARDSVILLE
RESOLUTION #21-65**

**RESOLUTION TERMINATING CONTRACT FOR PURCHASE
OF 261 CLAREMONT ROAD**

WHEREAS, the Borough of Bernardsville (“Borough”) entered into a contract with the Estate of Beatrice Bernard, Ann Bernhard, Executrix, on August 27, 2019, to purchase property known and designated as Lot 29 in Block 17 on the Borough Tax Maps, and located as 261 Claremont Road; and

WHEREAS, Article 6 of the Contract for Sale of Real Estate provides in relevant part that:

“If the closing has not taken place within twelve (12) months from the date of this Contract, either party shall have the right to terminate this Contract.”; and

WHEREAS, more than 18 months have now elapsed since the date of the contract and the closing has not taken place; and

WHEREAS, the Council has determined that it is in the best interests of the Borough to exercise its rights to terminate the contract pursuant to Article 6;

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

1. The August 27, 2019 Contract for Sale of Real Estate between the Estate of Beatrice Bernhard, Ann Bernhard, Executrix, and the Borough of Bernardsville for the purchase by the Borough of property located at 261 Claremont Road, and known as Block 17, Lot 29 on the Borough Tax Maps is hereby terminated pursuant to Article 6 of the Contract.

2. This Resolution shall take effect immediately.

3. The Borough Attorney is hereby directed to serve a copy of this Resolution on the attorney for the Estate of Beatrice Bernhard, Ann Bernhard, Executrix, in accordance with the terms of the Contract for Sale.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Governing Body at a duly convened meeting held Monday, March 8, 2021.

Anthony Suriano, Clerk

BOROUGH OF BERNARDSVILLE
RESOLUTION #21-66

A RESOLUTION AUTHORIZING PARTICIPATION IN THE MAIN STREET NEW JERSEY PROGRAM AND DESIGNATING A REPRESENTATIVE(S) OF THE 501(C)3 NON-PROFIT, DOWNTOWN BERNARDSVILLE, INC TO ASSIST IN COORDINATING ALL PROGRAM APPLICATION ACTIVITIES.

WHEREAS, the Borough of Bernardsville recognizes the importance of the downtown as it relates to the economic health and quality of life of the community; and

WHEREAS, the continued improvement, revitalization and development of the downtown is a municipal goal; and

WHEREAS, Downtown Bernardsville, Inc, comprised of private and public community leaders, was formed in 2018 to stimulate economic development and preservation of the downtown, thereby lessening the burdening of municipal government; and

WHEREAS, the work of Downtown Bernardsville utilizes the Main Street comprehensive approach to downtown revitalization, which seeks community-wide support; and

WHEREAS, Downtown Bernardsville fully commits to carry out programs that seek to revitalize the downtown and enhance Bernardsville's reputation throughout the state as one of New Jersey's premier communities; and

WHEREAS, the Mayor and Council acknowledge their interest to provide support to Downtown Bernardsville, Inc through in-kind services and mutual cooperation on past and future projects; and

WHEREAS, the Main Street New Jersey Program has been established to assist cities and towns, in developing a public/private effort to revitalize urban neighborhood and traditional central business district commercial areas; and

WHEREAS, the Main Street New Jersey was created by statute (N.J.S.A. 52:27D-452) and is regulated by DCA rules set forth at N.J.A.C. 5:103; and

WHEREAS, the Main Street New Jersey Program will accept new cities or towns to participate in its ongoing program and receive intensive technical assistance from Main Street New Jersey; and

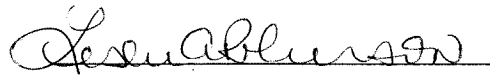
WHEREAS, the Borough of Bernardsville desires to participate in the New Jersey Main Street Program; and

WHEREAS, the Borough of Bernardsville demonstrates support with a financial commitment of \$12,000, with intent to appropriate annually to support the establishment of the Main Street program and its ongoing activities as set forth in the established work plan;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Bernardsville as follows:

1. It does hereby support Downtown Bernardsville, Inc's application for selection to participate in the 2021 Main Street New Jersey Program with the specific goal of economically revitalizing or enhancing, the designated Main Street district within the context of the preservation and rehabilitation of its historic commercial buildings.
2. The Borough of Bernardsville, with Downtown Bernardsville, Inc , recognizes that a commitment to commercial district revitalization is an ongoing process requiring continuous attention, community support and involvement, and a full public/private partnership.
3. It intends to provide support for the local Main Street program by making an annual budget appropriation of \$12,000 for 2021, 2022 and 2023, for the purpose of establishing and committing to ongoing support of the Main Street program's activities.
4. The Borough Clerk is hereby authorized and directed to submit a certified copy of this resolution to the Main Street New Jersey program and the Economic Development Director forthwith.

I, Leslie Roberson, C.M.F.O. hereby certify, in accordance with requirements of N.J.A.C. 5:30-14.5, that funds in the amount of \$12,000 for the project discussed herein are available in the 2021 Budget – A&E – Downtown Revitalization – 10-C00-0100-0200.


Leslie Roberson

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, March 8, 2021.

Anthony Suriano

RESOLUTION# 21-67
APPROVING EMERGENCY TEMPORARY APPROPRIATIONS

WHEREAS, it has been determined that certain appropriations excluded from the temporary budget calculations will be needed prior to the adoption of the final budget,

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, County of Somerset, that the following emergency temporary appropriations be approved:

CURRENT FUND:

<u>Account Number</u>	<u>Description</u>	<u>Debit</u>	<u>Credit</u>
10-C00-0100-0200	ADMIN & EXEC - OE		\$ 30,000.00
10-190-0700-0000	AMOUNT TO BE RAISED BY TAXATION	\$ 30,000.00	\$ -
TOTALS		\$ 30,000.00	\$ 30,000.00

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville in the County of Somerset in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Borough Council of the Borough of Bernardsville in the County of Somerset in the State of New Jersey on March 8, 2021

Anthony Suriano
Borough Clerk