

BOROUGH OF BERNARDSVILLE
Mayor & Borough Council Meeting Agenda
February 13, 2023 - 7:00 p.m.

1. CALL MEETING TO ORDER

Mayor Mary Jane Canose
Council Member Jay Ambelang
Council Member Diane Greenfield
Council Member Jena McCredie
Council Member Chad McQueen
Council Member Al Ribeiro
Council Member Christine Zamarra

2. STATEMENT OF PRESIDING OFFICER

Notice of this meeting was provided to the Bernardsville News and Courier News, filed with the Municipal Clerk and posted on the Municipal Bulletin Board on December 15, 2022.

3A. PLEDGE OF ALLEGIANCE

3B. MAYOR'S WELCOME

Welcome to the February 13, 2023 meeting of the Bernardsville Borough Council. This meeting is being conducted in person in the council chambers in Borough Hall and it is being broadcast live on YouTube and on Zoom to make it as convenient as possible for residents to attend the meeting. Members of the public who are here in person and those attending remotely on Zoom will be given the opportunity to comment at appropriate times during the meeting in accordance with the following guidelines:

- Members of the public will be allowed to speak during the “Open Session(s)” and during formal “public hearings” on the agenda including public hearings on ordinances
- Comments will be limited to three minutes per speaker, which will be monitored and enforced by the Borough Clerk
- Comments containing offensive, profane or indecent language or language constituting hate speech, will not be permitted.
- Remote participants will be muted unless they are unmuted by the Clerk, and remote participants will not be able to unmute themselves. The Clerk will mute remote speakers at the expiration of their three minutes of allotted time, or if they make any inappropriate or offensive comments.

- All speakers, whether in person or on Zoom, shall state their names and addresses before making their comments. Speakers on Zoom shall activate their cameras so that they can be seen by members of the governing body and audience.
- Failure of the governing body to provide a live broadcast of this meeting, or technological problems encountered during the course of the meeting that affect remote viewing and/or participation, will not invalidate this meeting or any action taken including, but not limited to, the adoption of any ordinance, resolution or motion.

4. **PRESENTATIONS**

4A. Jolanta Maziarz from JCP&L

5. **OPEN SESSION (FOR ITEMS NOT LISTED FOR A PUBLIC HEARING)**

Spoken comments will be limited to three minutes per speaker.

6. **ORDINANCES (Public Hearing)**

Spoken comments will be limited to three minutes per speaker.

Mayor to continue the public hearing from January 23 on Ordinance #2023-1942,
**ADJUSTING THE ZONE DISTRICT BOUNDARY LINE WHICH BISECTS
PROPERTY LOCATED AT 70 STONE FENCE ROAD (BLOCK 23, LOT 15)**

I move to pass Ordinance #2023-1942 on final reading and adopt as published:

Second:

Roll Call vote:

Mayor to open the public hearing on Ordinance #2023-1945, **CALENDAR YEAR 2023
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)**

Mayor to close public hearing

I move to pass Ordinance #2023-1945 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open the public hearing on Ordinance #2023-1946, **ORDINANCE PROVIDING FOR THE IMPROVEMENT OF SIDEWALKS IN AND BY THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY, AND APPROPRIATING \$250,000 THEREFOR CONSTITUTING PROCEEDS OF GRANTS FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION**

Mayor to close public hearing

I move to pass Ordinance #2023-1946 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open the public hearing on Ordinance #2023-1947, **AN ORDINANCE CONCERNING THE BOROUGH EMERGENCY MANAGEMENT COORDINATOR AND AMENDING CHAPTER 2 OF THE BOROUGH CODE ENTITLED “ADMINISTRATION**

Mayor to close public hearing

I move to pass Ordinance #2023-1947 on final reading and adopt as published:

Second:

Voice Vote:

Mayor to open the public hearing on Ordinance #2023-1948, **AMENDING SECTION 11-4 OF THE BOROUGH CODE ENTITLED “REGISTRATION AND MAINTENANCE OF PROPERTIES PENDING FORECLOSURE” TO BRING IT INTO COMPLIANCE WITH P.L. 2021, c. 444**

Mayor to close public hearing

I move to pass Ordinance #2023-1948 on final reading and adopt as published:

Second:

Voice Vote:

Mayor to open the public hearing on Ordinance #2023-1949, **AN ORDINANCE CONCERNING BACKGROUND CHECK REQUIRED OF CERTAIN BOROUGH OFFICERS AND EMPLOYEES AND AMENDING CHAPTER 2 OF THE BOROUGH CODE ENTITLED “ADMINISTRATION”**

Mayor to close public hearing

I move to pass Ordinance #2023-1949 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open the public hearing on Ordinance #2023-1950, **AN ORDINANCE CONCERNING CERTIFICATES OF INSPECTION FOR RESIDENTIAL RENTALS PROPERTIES AND AMENDING CHAPTER XI OF THE BOROUGH CODE ENTITLED “PROPERTY MAINTENANCE”**

Mayor to close public hearing

I move to pass Ordinance #2023-1950 on final reading and adopt as published:

Second:

Roll call vote:

Mayor to open the public hearing on Ordinance #2023-1951, **REORGANIZING BOROUGH ADVISORY COMMITTEES AND AMENDING ARTICLE V ENTITLED “BOARDS, COMMITTEES AND COMMISSIONS” IN CHAPTER 2 OF THE BOROUGH CODE ENTITLED “ADMINISTRATION”**

Mayor to close public hearing

I move to pass Ordinance #2023-1951 on final reading and adopt as published:

Second:

Roll call vote:

ORDINANCES (Introduction)

I move that Ordinance #2023-1952, **ORDINANCE PROVIDING FOR THE IMPROVEMENT OF CAMPBELL ROAD IN AND BY THE BOROUGH OF BERNARDSVILLE IN THE COUNTY OF SOMERSET, NEW JERSEY, AND**

APPROPRIATING \$300,000 THEREFOR, CONSTITUTING PROCEEDS OF GRANTS FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION, be introduced by title, passed on first reading, published according to law, and that a public hearing be scheduled for a meeting beginning at 7:00 p.m., Monday, February 27, 2023.

Second:
Voice Vote:

I move that Ordinance #2023-1953, **AN ORDINANCE SETTING FEES FOR LEAD PAINT INSPECTIONS AND SUPPLEMENTING AND AMENDING CHAPTER 11 OF THE BOROUGH CODE ENTITLED “PROPERTY MAINTENANCE”**, be introduced by title, passed on first reading, published according to law, and that a public hearing be scheduled for a meeting beginning at 7:00 p.m., Monday, February 27, 2023.

Second:
Voice Vote:

I move that Ordinance #2023-1954, **AN ORDINANCE CONCERNING OFF-DUTY EMPLOYMENT OF BOROUGH POLICE OFFICERS AND AMENDING CHAPTER 2 OF THE BOROUGH CODE ENTITLED “ADMINISTRATION”**, be introduced by title, passed on first reading, published according to law, and that a public hearing be scheduled for a meeting beginning at 7:00 p.m., Monday, February 27, 2023.

Second:
Voice Vote:

I move that Ordinance #2023-1955, **AN ORDINANCE SETTING 2023 SALARIES AND HOURLY RATES FOR NON-CONTRACTUAL EMPLOYEES** be introduced by title, passed on first reading, published according to law, and that a public hearing be scheduled for a meeting beginning at 7:00 p.m., Monday, February 27, 2023.

Second:
Voice Vote:

I move that Ordinance #2023-1956, **AN ORDINANCE CONCERNING LOCAL ENFORCEMENT OF THE UNIFORM FIRE CODE AND AMENDING CHAPTER 15 OF THE BOROUGH CODE ENTITLED “FIRE PREVENTION”**, be introduced by title, passed on first reading, published according to law, and that a

public hearing be scheduled for a meeting beginning at 7:00 p.m., Monday, February 27, 2023.

Second:
Voice Vote:

7. RESOLUTIONS

#23-42 AUTHORIZE PAYMENT OF BILLS

#23-43 AUTHORIZING THE MAYOR AND CLERK TO SIGN A PISTOL RANGE LEASE AGREEMENT BETWEEN EFE REALTY AND THE BOROUGH OF BERNARDSVILLE

#23-44 RESOLUTION OF THE BOROUGH OF BERNARDSVILLE, COUNTY OF SOMERSET, NEW JERSEY DESIGNATING EQUINET PROPERTIES LLC AS REDEVELOPER FOR A PORTION OF THE QUIMBY LANE REDEVELOPMENT AREA FOR BLOCK 71, LOT 6 AND AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH THE REDEVELOPER FOR THE REDEVELOPMENT OF SUCH PROPERTY IN ACCORDANCE WITH THE REDEVELOPMENT PLAN

#23-45 AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNTS: 04-280-7024-0100; 04-280-7034-0100 FOR JOHN MOY FOR 477-1 MINE BROOK RD.

#23-46 AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT 04-280-7000-0003 FOR RAVI S. KUMAR FOR 103 SENEY DR. EXT.

#23-47 AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT 04-280-7000-0016 FOR ANTONIA GOLLOB FOR 73-1 POST KUNHARDT RD.

#23-48 ACCEPTING A DONATION FROM THE BERNARDSVILLE LAW ENFORCEMENT FOUNDATION FOR POLICE SHOOTING RANGE IMPROVEMENTS

- #23-49 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7000-0050 FOR SCENIC LANDSCAPING FOR
95 TOWER MOUNTAIN DR.**
- #23-50 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7000-0036 FOR ESTATE OF BERTHA
RUSCHMANN FOR 260 MINE BROOK RD.**
- #23-51 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7016-0100 FOR MICHAEL LEANZA FOR 30
SHADOWBROOK CT.**
- #23-52 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7022-0100 FOR MAGDALA GONZALES FOR
41 DOUGLASS AVE.**
- #23-53 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7030-0100 FOR AMY & JOSH SHAVER FOR 20
SOUTHFIELD DR.**
- #23-54 PROMOTING SERGEANT JEFF MELITSKI TO LIEUTENANT,
SERGEANT MICHAEL PARADISO TO LIEUTENANT, AND
PATROLMAN STEVEN SEIPLE TO SERGEANT**
- #23-55 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7031-0100 FOR MIKE & LINDSAY FEELEY
FOR 46 LIBERTY RD.**
- #23-56 AUTHORIZING REFUND OF STORMWATER ESCROW
ACCOUNT 04-280-7035-0100 FOR LOUIS LAROSA FOR
10 CHARLOTTE HILL DR.**
- #23-57 AWARDING A CONTRACT FOR DRAINAGE IMPROVEMENTS
TO AND ROADWAY RECONSTRUCTION OF BERNARDS
AVENUE NEIGHBORHOOD**
- #23-58 AUTHORIZING RELEASE OF BONDS FOR STREET OPENING
PERMITS**
- #23-59 APPOINTING A PART TIME SCHOOL CROSSING GUARD**

- #23-60 RESOLUTION TO CANCEL CERTAIN UNEXPENDED
BALANCES OF CAPITAL ORDINANCES IN THE GENERAL
CAPITAL FUND**
- #23-61 AUTHORIZING REFUND OF OVERPAYMENT OF 2022 TAXES
FOR TAX COURT OF NJ APPEAL, 52 CHAPIN ROAD**
- #23-62 PROMOTING SERGEANT DAN BUTTEL TO CAPTAIN**
- #23-63 DESIGNATING FIELD TREATMENTS IN 2023**
- #23-64 SETTING RECREATION PROGRAM FEES**
- #23-65 SUPPORTING THE GREEN TEAM AND APPOINTING
MEMBERS TO THE 2023 GREEN TEAM**
- #23-66 APPOINTING TOM SHADOOD WASTEWATER TREATMENT
PLANT OPERATOR**
- #23-67 AUTHORIZING A PROFESSIONAL SERVICES CONTRACT
WITH TOPOLOGY TO PERFORM PLANNING SERVICES IN
CONNECTION WITH THE REDEVELOPMENT OF LOT 13 IN
BLOCK 125 (AUDI PROPERTY)**
- #23-68 AUTHORIZING A PROFESSIONAL SERVICES CONTRACT
WITH CLEARY, GIACOBBE ALFIERI, JACOBS LLC TO
PERFORM LEGAL SERVICES IN CONNECTION WITH THE
REDEVELOPMENT OF LOT 13 IN BLOCK 125 (AUDI
PROPERTY) AND LOTS 1 AND 3 IN BLOCK 125 (PALMER
PROPERTY)**
- #23-69 AUTHORIZING JOHN SZABO OF BURGIS ASSOCIATES, INC.
TO PERFORM PROFESSIONAL PLANNING SERVICES IN
CONNECTION WITH THE REDEVELOPMENT OF LOTS 1 AND
3 IN BLOCK 125 (PALMER PROPERTY)**

I move that resolutions #23-42 to #23-69 be adopted:

Second:

Roll call vote:

8. ITEMS OF BUSINESS

8A. Mayor's Update

- 8B. Administrator's Update
- 8C. Mayor's Ad Hoc Committee – Centennial Planning Committee
Chief John Remian, Sgt. Jeff Melitski, Olivia Manning, Leah Horowitz, Bob Markowick, Fred Buehler, Lisa Garofalo, Peter Palmer
- 8D. Bernards High School PAC Parents – Temporary Sign for BHS Spring Musical
- 8E. Raritan Headwaters Association –
Request to Sell Well Testing Kits at Borough Hall
- 8F. Resolution in Support of Liquor License Reform in the state of New Jersey
- 8G. Mayor's Appointment of John Donahue to the Recreation Committee

I move to confirm the Mayor's appointment of John Donahue to the Recreation Committee

Second:
Voice Vote:
- 8H. Correspondence
- 8I. Unfinished Business
- 8J. New Business

9. **CLOSED SESSION**

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

Contract Negotiations, Personnel Matters, 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.

Seconded:
Vote:

10. **REOPEN AND ADJOURNMENT**

**BERNARDSVILLE BOROUGH
ORDINANCE #2023-1942**

**ADJUSTING THE ZONE DISTRICT BOUNDARY LINE WHICH BISECTS
PROPERTY LOCATED AT 70 STONE FENCE ROAD (BLOCK 23, LOT 15)**

WHEREAS, the property located at 70 Stone Fence Road, and known as Block 23, Lot 15 on the Borough tax maps, is located partially in the R-1 residential district and partially in the R-2 residential district; and

WHEREAS, split lot zoning like this can result in a hardship to the property owner

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Chapter 12 of the Borough Land Use Code Entitled “Zoning” is hereby amended as follows:

Section 1. Section LD 12-2.2 entitled "Zoning Map" is supplemented and amended by adding a new subparagraph "15" to paragraph “a” entitled "Zoning Map Amendments" which reads as follows:

“15. The Zoning Map is amended to change the boundary line between zone district R-1 and R-2 so that all of Block 23, Lot 15 is zoned R-2 residential.”

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

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

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

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

1st Reading and Introduction: _____

1st Publication: _____

Referral to Planning Board: _____

Notice to County Planning Board Prior to Adoption: _____

Notice to Clerks of Adjoining Municipalities (if required): _____

Notice to Affected Property Owners (if required): _____

2nd Reading and Adoption: _____

2nd Publication: _____

Filing with Assessor: _____

Filing with County Planning Board: _____

**THE PLANNING BOARD OF THE
BOROUGH OF BERNARDSVILLE**

**RESOLUTION #2023-09 OF THE PLANNING BOARD OF THE
BOROUGH OF BERNARDSVILLE FINDING ORDINANCE NO. #2023-
1942 ZONE LINE CHANGE FOR 70 STONE FENCE ROAD, BLOCK 23,
LOT 15 TO BE NOT INCONSISTENT WITH THE BOROUGH MASTER
PLAN PURSUANT TO N.J.S.A. 40:55D-64**

WHEREAS, on January 9, 2023, at a duly noticed and constituted public meeting, the Borough Council of the Borough of Bernardsville (the "Borough Council") introduced, on first reading, Ordinance No. 2023-1942, which adopts the Zone line change for certain property identified as Block 23, Lot 15, commonly known as 70 Stone Fence Road (the "Property"), and

WHEREAS, after introduction, the Borough Council referred Ordinance No. 2023-1942 to the Planning Board of the Borough of Bernardsville (the "Planning Board") for Master Plan consistency review, pursuant to N.J.S.A. 40:55D-64; and

WHEREAS, on January 26, 2023, at a duly noticed and constituted public meeting, the Planning Board reviewed Ordinance No. 2023-1942, received the advice and expert opinions of the Board Professionals and any comments from members of the public, and determined, pursuant to N.J.S.A. 40:55D-64, that Ordinance No. 2023-1942 the Zone line change are not inconsistent with the Borough's Master Plan.

NOW, THEREFORE, BE IT RESOLVED by the Planning Board, as follows:

Section 1. The foregoing recitals are incorporated herein as if set forth in full;

Section 2. The Planning Board hereby finds and determines that Ordinance No. 2023-1942 the Zone Line Change attached hereto as **Exhibit A**, are not inconsistent with the Borough's Master Plan, pursuant to N.J.S.A. 40:55D-64.

Section 3. The Secretary of the Planning Board shall forward a copy of this Resolution with the attached Ordinance No. 2023-1942 the Zone line change, to the Borough Council. This Resolution shall serve as the report to the Borough Council in accordance with N.J.S.A. 40:55D-64; and

Section 4. This Resolution shall take effect immediately.

ROLL CALL VOTE:

Those in Favor: Gardner, Graham, Horowitz, Kellogg, Macmillan, McQueen and Simoff.

Those Opposed: None.

The foregoing is a true copy of a Resolution adopted by the Planning Board of the Borough of Bernardsville at its meeting on January 26, 2023.



FRANK MOTTOLA, Recording Secretary

January 26, 2023

ORDINANCE #2023-1945
CALENDAR YEAR 2023
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% or the cost of living adjustment, whichever is less, unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Borough Council of the Borough of Bernardsville in the County of Somerset finds it may be advisable and necessary to increase its CY 2023 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Borough Council of the Borough of Bernardsville hereby determines at that 3.5% increase in the budget for said year, amounting to \$117,584.98 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary (Allowable Cost of Living Adjustment of 2.5% for 2023); and,

WHEREAS, the Borough Council of the Borough of Bernardsville hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Borough Council of the Borough of Bernardsville, in the County of Somerset, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2023 budget year, the final appropriations of the Borough of Bernardsville shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased to no more than 3.5%, amounting to \$411,547.43, and that the CY 2023 municipal budget for the Borough of Bernardsville be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Attest: _____

_____ Mayor

Introduced:

Published:

Adopted:

Published:

ORDINANCE #2023-1946
ORDINANCE PROVIDING FOR THE IMPROVEMENT
OF SIDEWALKS IN AND BY THE BOROUGH OF
BERNARDSVILLE, IN THE COUNTY OF SOMERSET,
NEW JERSEY, AND APPROPRIATING \$250,000
THEREFOR CONSTITUTING PROCEEDS OF GRANTS
FROM THE NEW JERSEY DEPARTMENT OF
TRANSPORTATION

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

Section 1. The improvement described in Section 2 of this ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Bernardsville, New Jersey, and there is hereby appropriated therefor the aggregate sum of \$250,000 constituting moneys received or expected to be received by the Borough from the New Jersey Department of Transportation as grants-in-aid of financing said improvement.

Section 2. The improvement hereby authorized and the purpose for the financing of which the appropriation is made as provided in Section 1 of this ordinance is the improvement of sidewalks on West Street and Boylan Terrace in and by the Borough, including the construction or reconstruction thereof, equipment, site work, structures, work, materials and other expenses 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.

Section 3. 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 4. This ordinance shall take effect after publication after final passage as provided by law.

ATTEST:

BOROUGH OF BERNARDSVILLE

Anthony Suriano, Borough Clerk

Mayor, Mary Jane Canose

Introduction:

1st Publication:

Public Hearing and Adoption:

2nd Publication:

**BERNARDSVILLE BOROUGH
ORDINANCE #2023-1947**

**AN ORDINANCE CONCERNING THE BOROUGH EMERGENCY MANAGEMENT
COORDINATOR AND AMENDING CHAPTER 2 OF THE BOROUGH CODE
ENTITLED “ADMINISTRATION”**

WHEREAS, P.L. 2022, c. 111 amended N.J.S.A. App. A9-40.1 to provide that a municipal emergency management coordinator no longer needs to be a resident of the municipality; and

WHEREAS, New Jersey Office of Emergency Management Directives NJOEM-7(2022) set forth new qualifications for municipal emergency management coordinators and clarified the duties and authorities of municipal emergency management coordinators;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Chapter 2 of the Borough Code Entitled “Administration” is hereby amended as follows:

Section 1. Section 2-43 entitled “Office of Emergency Management” is amended in its entirety to read as follows:

“§ 2-43 OFFICE OF EMERGENCY MANAGEMENT.

§ 2-43.1 Establishment.

The Office of the Emergency Management is hereby established in the Borough of Bernardsville in accordance with the provisions of N.J.S.A. App. A:9-41.

§ 2-43.2 Emergency Management Coordinator.

The Mayor shall appoint a Municipal Emergency Management Coordinator. Any qualified individual appointed as Borough Emergency Management Coordinator, who is not a resident of Bernardsville Borough, shall reside within a reasonable proximity of the Borough to ensure prompt responsive coordination of municipal resources for any local incident. The Municipal Emergency Management Coordinator, subject to fulfilling the requirements of N.J.S.A. Sapp. A:90.1, shall serve for a term of three years.

1. Qualifications

- A. A municipal emergency management coordinator shall:
1. possess a high school diploma or its equivalent;
 2. satisfy the residency and other applicable position requirements of any relevant State or local statute or ordinance (including N.J.S.A. App.A:9-40.1);
 3. have a minimum of two (2) years of experience in the planning, development, and administration of emergency response activities such as those provided by emergency management, police, fire, rescue or medical personnel either in the public or private sector or in the military service;
 4. possess a valid New Jersey driver's license; and
 5. complete National Incident Management System training pursuant to Directive NJOEM-I (2021), and the following courses/continuing education requirements:
 - a. the NJOEM Basic Workshop in Emergency Management (within one (1) year of first appointment as required by N.J.S.A. App.A:9-40.1);
 - b. the FEMA Professional Development Series (within one (1) year of first appointment, in satisfaction of the Home Study Course requirement of N.J.S.A. App.A:9-40.1); and
 - c. 24-hours of continuing education every 12 months (based upon the date of appointment or re-appointment), unless extended for good cause by the NJOEM State Training Officer.
 - i. Qualifying classes include the following categories:
 1. disaster/emergency management, homeland security, incident command system courses;
 2. general management courses: principles of management, finance, organizational behavior, budgeting, community development, human resources, computer systems, MIS applications, business communications, and public speaking; or
 3. other classes approved by the NJOEM State Training Officer.
 - ii. The course participation hours for the classes identified in subparagraphs a. and b. above can be applied to satisfy the continuing education requirement within any given 12 month period.
 - iii. The NJOEM State Training Officer is authorized to develop and disseminate guidance for permitting instructor hours to satisfy a portion of the continuing education requirement up to 12 hours per 12-month reporting period.

iv. NJOEM Emergency Response Bureau personnel are responsible for verifying compliance. Any questions regarding whether or not a course shall qualify for purposes of this sub-section c. shall be determined by the NJOEM State Training Officer.

B. A deputy municipal emergency management coordinator shall also be required to meet the standards of Section I.A.

II. Duties and Authority of the Municipal Emergency Management Coordinator

The municipal emergency management coordinator shall lead the emergency management function at the municipal level. The municipal emergency management coordinator shall:

1. maintain proficiency in the profession of emergency management, and participate in appropriate federal, State and local meetings, trainings, conferences and exercises to develop and enhance subject matter expertise;
2. establish and oversee the municipal office of emergency management, and, when applicable, recruit, organize, coordinate and train deputies and staff to administer the municipal office of emergency management and oversee the functions and programs described in Section III;
3. comply with federal, State and local statutes, rules, procedures and authorities pertaining to emergency management, adhere to the guidance of the State Director and NJOEM, and maintain an active cooperative working relationship with the County Office of Emergency Management of the county in which the municipality is located, to implement all elements of the municipality's emergency management program;
4. establish and implement policies and procedures with respect to the municipality's emergency management program to ensure effective coordination and oversight of all programs and functions described in the municipal emergency operations plan (EOP);
5. coordinate the review and update of the EOP pursuant to N.J.S.A.App:A9-43.2 through 43.4, NJOEM procedures and directives issued by the State Director;
6. chair the Local Emergency Management Council (or participate in a joint emergency management council if applicable) in accordance with N.J.S.A. App.A:9-41 and directives issued by the State Director;
7. in accordance with the authority set forth in directives of the State Director and N.J.S.A. App.A:9-40.5, when warranted, proclaim (and then rescind) a municipal-level state of emergency, implementing emergency protective measures and issuing all orders required to support life safety and to facilitate preparedness, response and recovery operations;
8. attend 75% of all scheduled County Office of Emergency Management meetings for municipal coordinators and assure representation at all other

county emergency management meetings as deemed necessary by the County Coordinator; and

9. perform, or ensure the performance of, other duties and tasks necessary to administer the municipality's emergency management program.

III. Oversight of the Municipal Emergency Management Program

The municipal emergency management coordinator shall lead the municipal emergency management program and oversee the municipal office of emergency management in accordance with all relevant federal, state and local laws, regulations, procedures and authorities, including State Director directives. The municipal emergency management coordinator shall collaborate with municipal agencies and other stakeholders to ensure the efficient administration of the municipality's emergency management budget to support the following responsibilities, duties and functions:

1. equipping, staffing, operating, and maintaining a primary municipal emergency operations center, identifying an alternate site, and developing the capability to conduct emergency operations virtually in the event that the primary municipal emergency operations center is impaired or inaccessible;
2. coordinating the preparation and periodic review of an approved municipal emergency operations plan, as well as any appendices and plans in support thereof, that reflects the municipality's hazards, risks, capabilities and gaps;
3. conducting at least two (2) meetings per year with the Local Emergency Management Council in accordance with directives of the State Director, and conduct other planning meetings as necessary, providing advance notice to the County Office of Emergency Management;
4. pursuant to directives of the State Director, conducting and/or participating in emergency management exercises and training;
5. acquiring, maintaining and deploying emergency management equipment;
6. developing, coordinating and activating mutual aid emergency management plans;
7. activating emergency management facilities and services as are available from the resources of the municipal government;
8. ensuring effective programmatic support for all functions within the municipal EOP, including but not limited to:
 - a. implementing a public information and alert and warning system to disseminate timely and effective communications regarding incidents or threats to public safety, and cooperating with the National Warning System (NAWAS);

- b. facilitating public health and mass care services, including but not limited to: emergency sheltering; points of distribution (PODs) and bulk distribution of mass care and health supplies; mental health support for individuals impacted by disasters and emergencies; reunification and family assistance centers; and pandemic support;
 - c. coordinating municipal sheltering and evacuation operations, and supporting any county/regional/State sheltering and mass care response activities for affected residents of the municipalities;
 - d. implementing debris management and other public works programs necessary to support the emergency management program;
 - e. facilitating search and rescue operations in accordance with directives issued by the State Director; and f. supporting damage assessments and recovery efforts.
- 9. supporting county and local plans to provide services for at-risk individuals(N.J.S.A. App.A:9-43.18) during extreme weather conditions;
- 10. when applicable, supporting the implementation of the relevant provisions of the Emergency Planning and Community Right-to-Know Act (EPCRA) and related State statutes, regulations and executive or administrative orders, as well as guidance issued by the New Jersey State Emergency Response Commission;
- 11. securing county, state and federal technical and financial assistance as may be required for promoting and/or implementing the emergency management functions within the municipality, and if the municipality is an Emergency Management Agency Assistance (EMAA) funded agency, satisfying all program goals, work plans and guidelines established by the State for such funding;
- 12. supporting municipal hazard assessments and identifying critical infrastructure;
- 13. if applicable, developing, adopting and updating a hazard mitigation plan and ancillary plans required to comply with federal and State mitigation requirements;
- 14. interacting with the municipal, State, and federal government for preparedness, response and recovery activities in connection with the State's nuclear power plants as well as those of adjacent states;
- 15. complying with all orders and directives of the State Director, applicable policies and procedures of NJOEM; and relevant guidance and orders of the county office of emergency management in which the municipality is located.
- 16. performing all such other functions and undertaking any action necessary to support the municipality' s emergency management program.”

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

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

Section 4. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

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

Introduction:

1st Publication:

Public Hearing and Adoption:

2nd Publication:

ORDINANCE #2023-1948

**AMENDING SECTION 11-4 OF THE BOROUGH CODE ENTITLED
“REGISTRATION AND MAINTENANCE OF PROPERTIES PENDING
FORECLOSURE” TO BRING IT INTO COMPLIANCE WITH P.L. 2021, c. 444**

WHEREAS, the Borough Committee previously adopted Ordinance #396-17 making the property maintenance code applicable to properties in foreclosure in an effort to mitigate the detrimental effects caused by abandoned and vacant properties; and

WHEREAS, Ordinance #396-17 is codified as Section 11-4 of the Borough Code entitled “Registration and Maintenance of Properties Pending Foreclosure; and

WHEREAS, the adopted Legislature recently adopted 2021 NJ Sess. Law Serv. Ch. 444 based on its findings that property registration programs provide a valuable tool to municipalities in confronting the risk of blight created by properties on which foreclosure proceedings have been initiated; and

WHEREAS, the Legislature has determined that it is in the State's interest for municipalities that operate such programs to do so with certain uniformity as part of the State's overall statutory scheme addressing the risk of blight.

WHEREAS, some provisions of the existing Borough Code Section 11-4 are inconsistent with the new State law;

NOW THEREFORE, BE IT ORDAINED by the Borough Committee of the Borough of Bernardsville in the County of Somerset, State of New Jersey, that Chapter 16 of the Borough Code, entitled “Property Maintenance”, is hereby amended as follows:

Section 1. § 11-4 entitled “Registration and Maintenance of Vacant and Abandoned Residential Properties Including Those in Foreclosure” is amended in its entirety to read as follows:

11-4 Registration and Maintenance of Properties Pending Foreclosure.

11-4.1 Registration.

- A. A creditor filing a summons and complaint in an action to foreclose shall, in addition to the notice provided to the Borough pursuant to N.J.S.A. 46:10B-51 or N.J.S.A. 40:48-2.12s2, register the residential or commercial property with the Borough's property registration program as a property in foreclosure and, as part of that registration: (a) provide the Borough with the information regarding the creditor required by N.J.S.A. 46:10B-51) or N.J.S.A. 40:48-2.12s2; (b) identify the date the summons and complaint in an action to foreclose on a mortgage was filed against the subject property, the court in which it was filed, and the docket number of the filing; and (c) identify whether the property is vacant and abandoned in accordance with the definition in the ordinance required by paragraph (8) of this subsection;
- B. If there is any change in the name, address, or telephone number for a representative, agent, or individual authorized to accept service on behalf of a creditor required to register pursuant to the property registration program following the filing of the summons and complaint, the creditor shall update the property registration program within 10 days of the change in that information;
- C. The creditor filing a summons and complaint in an action to foreclose shall, if the registered property becomes vacant and abandoned in accordance with the definition in the ordinance required by paragraph (8) of this subsection after the property is initially registered with the Borough, update the property registration with the Borough to reflect the change in the property's status;

11-4.2 Responsibilities of Creditor.

- A. The creditor filing a summons and complaint in an action to foreclose shall be responsible for the care, maintenance, security, and upkeep of the exterior of the property in compliance with the applicable Borough property maintenance codes if the property is vacant and abandoned at any time while the property is registered with the property registration program;
- B. A creditor located out-of-State shall be responsible for appointing an in-State representative or agent to act for the foreclosing creditor;
- C. A creditor filing a summons and complaint in an action to foreclose on a property, that is or becomes vacant and abandoned, shall secure the property against unauthorized entry, post a sign affixed to the inside of the property and visible to the public indicating the

name, address, and telephone number of the creditor or an out-of-State creditor's in-State representative or agent for the purpose of receiving service of process, or acquire and otherwise maintain liability insurance by procuring a vacancy policy, covering any damage to any person or any property caused by any physical condition of the property while registered with the property registration program;

11-4.3 Definition of “Vacant and Abandoned”.

A. property shall be considered vacant and abandoned if it is not legally occupied by a mortgagor or tenant, which is in such condition that it cannot be legally reoccupied, because of the presence or finding of at least two of the following:

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

to the property being deemed vacant and unprotected or in danger of freezing;

(n) a written statement issued by a mortgagor expressing the clear intent of all mortgagors to abandon the property; or

(o) any other reasonable indicia of abandonment.

11-4.4 Annual Fees.

A creditor required to register a property pursuant to this ordinance shall pay a registration fee of \$500 per property annually on or before February 1 of each calendar year for any property that is required to be registered because a summons and complaint in an action to foreclose was filed by the creditor; and (2) an additional \$2,000 per property annually if the property is vacant or abandoned as defined in Section 11-4-3 above when the summons and complaint in an action to foreclose is filed, or becomes vacant and abandoned as defined in Section 11-4-3 above at any time thereafter while the property is in foreclosure. All such annual fees and the due dates thereof shall be identified in the ordinance adopted pursuant to subsection a. of this section.

11-4.5 Notice to Abate Nuisance or Violation.

A. If the owner of a commercial property vacates or abandons any property on which a foreclosure proceeding has been initiated or if a commercial property becomes vacant at any point subsequent to the creditor's filing the summons and complaint in an action to foreclose on a mortgage against the subject property, but prior to vesting of title in the creditor or any other third party, and the exterior of the property is found to be a nuisance or in violation of any applicable State or local code, the local public officer, municipal clerk, or other authorized municipal official shall notify the creditor or the representative or agent of an out-of-State creditor, as applicable, which shall have the responsibility to abate the nuisance or correct the violation in the same manner and to the same extent as the title owner of the property, to such standard or specification as may be required by State law or Borough ordinance. The enforcement officer shall include a description of the conditions that gave rise to the violation with the notice of violation and shall provide a period of not less than 30 days from the creditor's receipt of the notice for the creditor to remedy the violation. If the creditor fails to remedy the violation within that time period, the Borough may impose penalties allowed for the violation of municipal ordinances.

B. If the Borough expends public funds in order to abate a nuisance or correct a violation on a commercial property in situations in which the creditor was given notice pursuant to the provisions of paragraph "A" of this section but failed to abate the nuisance or correct the violation as directed, the municipality shall have the same recourse against the creditor as it would have against the title owner of the property, including but not limited to, the recourse provided under N.J.S.A. 55:19-100.

11-4.6 Violations; Penalties.

- A. The Borough Code Enforcement officer or any other local official responsible for administration of any property maintenance or public nuisance code shall issue a notice to the creditor filing the summons and complaint in an action to foreclose, if the public officer or other authorized municipal official determines that the creditor has violated the ordinance. In the case of a violation for failure to provide care, maintenance, security, and upkeep of the exterior of vacant and abandoned property, such notice shall require the person or entity to correct the violation within 30 days of receipt of the notice, or within 10 days of receipt of the notice if the violation presents an imminent threat to public health and safety.
- B. An out-of-State creditor subject to this ordinance adopted pursuant to subsection a. of this section found by the Municipal Court or by any other court of competent jurisdiction, to be in violation of the requirement to appoint an in-State representative or agent pursuant to the ordinance shall be subject to a fine of \$2,500 for each day of the violation. Any fines imposed on a creditor for the failure to appoint an in-State representative or agent shall commence on the day after the 10-day period set forth in N.J.S.A. 46:10B-51) or N.J.S.A. 40:48-2.12s2 for providing notice to the municipal clerk that a summons and complaint in an action to foreclose on a mortgage has been served.
- C. A creditor subject to an ordinance adopted pursuant to subsection a. of this section found by the Municipal Court or by any other court of competent jurisdiction, to be in violation, excluding only a violation addressed by paragraph (1) of this subsection, of the ordinance shall be subject to a fine of \$1,500 for each day of the violation. Any fines imposed pursuant to this paragraph shall commence 31 days following receipt of the notice of violation, except if the violation presents an imminent risk to public health and safety, in which case any fines shall commence 11 days following receipt of the notice.
- D. No less than 20 percent of any money collected pursuant to subsection f. or g. of this section or an ordinance adopted pursuant to subsection a. of this section shall be utilized by the Borough for municipal code enforcement purposes.

11-4.7 Definitions.

As used in this section:

“Creditor” means a mortgagee or an agent or assignee of a mortgagee, such as the servicer, who has filed a complaint in the Superior Court seeking to foreclose upon a residential or commercial mortgage. If the entity seeking to foreclose upon the residential or commercial mortgage changes as a result of an assignment, transfer, or otherwise after the filing of the foreclosure complaint in the Superior Court, the new entity shall be deemed the creditor for purposes of this section. For purposes of this section, a creditor shall not include the State, a political subdivision of the State, a State, county, or local government entity, or their agent or assignee, such as the servicer.

11-4.8 Enforcement.

The Code Enforcement Officer is hereby authorized to enforce this Ordinance.

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

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

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

**BERNARDSVILLE BOROUGH
ORDINANCE #2023-1949**

**AN ORDINANCE CONCERNING BACKGROUND CHECKS REQUIRED OF
CERTAIN BOROUGH OFFICERS AND EMPLOYEES AND AMENDING CHAPTER 2
OF THE BOROUGH CODE ENTITLED "ADMINISTRATION"**

BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Chapter 2 of the Borough Code Entitled "Administration" is hereby amended as follows:

Section 1. Section 2-19.1 entitled "Background Checks Required of Certain Borough Officers and Employees" is supplemented and amended by adding a new paragraph "e" which reads as follows:

§ 2-19.1 Background Checks Required of Certain Borough Officers and Employees.

Prior to the initial appointment of any person as Borough Administrator, Clerk, Chief Financial Officer, Tax Collector, Tax Assessor or to any other position which entails the handling of Borough funds or entering residents' homes during the course of their duties, the Chief of Police shall request criminal history record information from the New Jersey State Police, State Bureau of Identification, in accordance with applicable law including N.J.S.A. 53:1-20.6 and applicable regulations including N.J.A.C. 13:59-1.1, et seq. and the Opportunity to Compete Act (N.J.S.A. 34:6B-11, et seq.) and applicable regulations. No criminal history record shall be requested without the written consent of the prospective officer or employee. Such consent must be included with the application for employment. Upon receipt of the criminal history record information, the Chief of Police shall notify the prospective officer or employee in writing of the prospective officer's or employee's qualification or disqualification. An individual shall be disqualified from employment with the Borough if the individual's criminal history record reveals a record of conviction of any of the following crimes and offenses:

- a. A crime or offense bearing upon or involving a sexual offense or child molestation or endangering the welfare of children or incompetents.
- b. A crime or offense within the last 20 years involving the manufacture, transportation, sale, possession or habitual use of a "controlled dangerous substance" as defined in the New Jersey Controlled Dangerous Substance Act, N.J.S.A. 2C:35-1, et seq.

- c. A crime or offense involving the use of force or the threat of force to or upon a person or property including: armed robbery, assault, kidnapping, arson, manslaughter and murder.
- d. A crime or offense involving theft and related offenses or forgery and fraudulent practices under Chapters 26 or 27 of the Title 2C of the New Jersey Statutes.
- e. Any crime or offense which involves the possession or use of firearms, which is classified as a misdemeanor or high misdemeanor pursuant to Title 2C of the New Jersey Statutes."

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

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

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

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

Introduction:

1st Publication:

Public Hearing and Adoption:

2nd Publication:

**BERNARDSVILLE BOROUGH
ORDINANCE #2023-1950**

**AN ORDINANCE CONCERNING CERTIFICATES OF INSPECTION FOR
RESIDENTIAL RENTALS PROPERTIES AND AMENDING CHAPTER XI OF THE
BOROUGH CODE ENTITLED "PROPERTY MAINTENANCE"**

WHEREAS, earlier versions of the property maintenance code exempted lineal relatives from the fees charged for certificates of inspection for residential rental property; and

WHEREAS, the Housing, Property Maintenance and Zoning Compliance Advisory Committee has recommended that this exemption be re-instituted;

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

Section 1. Section 11-2 entitled "Certificates of Inspection; Residential Rental Properties" is hereby supplemented and amended by adding a new subparagraph "8" to paragraph "f" which reads as follows:

"8. Exemptions. Residential rental units occupied by lineal relatives of the owner of that unit shall be exempt from the fees set forth above. For purposes of this section, "lineal relatives" shall mean a child, a parent, a grandchild or grandparent (by blood or adoption). All other relatives including, but not limited to, siblings, cousins, aunts and uncles do not qualify for this exemption. In order to qualify for this exemption, the owner must certify in writing that the occupant of the unit is a lineal relative, as defined above."

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

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

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

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

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

By:
Mary Jane Canose, Mayor

Introduction:

1st Publication:

Public Hearing and Adoption:

2nd Publication:

**BERNARDSVILLE BOROUGH
ORDINANCE #2023-1951**

**REORGANIZING BOROUGH ADVISORY COMMITTEES AND AMENDING
ARTICLE V ENTITLED “BOARDS, COMMITTEES AND COMMISSIONS” IN
CHAPTER 2 OF THE BOROUGH CODE ENTITLED “ADMINISTRATION”**

WHEREAS, the governing body wishes to reorganize and streamline the various advisory committees established in the Borough;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Article V entitled “Boards, Committees and Commissions” in Chapter 2 of the Borough Code Entitled “Administration” is hereby supplemented and amended as follows:

Section 1. The following sections of Article V are hereby repealed in their entirety:

§2-38 “Shade Tree Committee” (subsections 2-38.1 through 2-38.5, inclusive)

§2-39 “Recreation Advisory Committee” (subsections 2-39.1 through 2-39.5, inclusive)

§2-40 “Cultural Arts Advisory Committee” (subsections 2-40.1 through 2-40.2, inclusive)

§2-42 “Open Space Advisory Committee” (subsections 2-42.1 through 2-42.4, inclusive)

§2-44 “Historic Preservation Advisory Committee” (subsections 2-44.1 through 2-44.5, inclusive)

§2-45 “Housing, Property Maintenance and Zoning Compliance Advisory Committee” (subsections 2-45.1 through 2-45.4, inclusive)

§2-46 “Uniform Advisory Committee Procedurals” (subsection 4-46.1 through 4-46.5, inclusive). This section is being supplemented and amended and being moved to the new §2-38 as subsection 2-38.1.

Section 2. There is hereby created a new subsection 2-38 entitled “Advisory Committees and Mayor’s Ad Hoc Committees” which reads as follows:

“2-38 ADVISORY COMMITTEES AND MAYOR’S AD HOC COMMITTEES.

2-38.1 Purpose, To create advisory committees to advise the governing body. An advisory committee, unlike a statutory board or commission, has no executive or administrative powers or duties with respect to the operation of the Borough, and all such powers and duties rest solely with the governing body. The specific purposes and tasks of the advisory committees herein created are set forth in section 2-38.3 below. In addition, this section recognizes the Mayor’s authority to create ad hoc committees to advise the Mayor and Council in areas not otherwise within the province of established boards, commissions or advisory committees. This ordinance does not apply to statutory boards and commissions.

§ 2-38.2 Definitions.

The following words and terms when used in this section shall have the following meanings unless the context clearly indicates otherwise:

Advisory Committee means any committee created by local ordinance which is not specifically authorized by State statute. The term 'Advisory Committee' shall include, but not be limited to, the Shade Tree Committee, the Recreation Advisory Committee, the Historic Preservation Advisory Committee, the Housing Property Maintenance and Zoning Compliance Advisory Committee and any other similar advisory committees created by ordinance, resolution or motion of the Governing Body.

Mayor’s Ad Hoc Committee means a committee created by the Mayor pursuant to her inherent authority for specific limited purposes and for specific terms to act in an advisory role to the Mayor and Council in areas not otherwise within the province of established boards, commissions or advisory committees due to the nature of the limited scope of the topic in terms of time or specialty area.

Statutory Board or Commission means any Borough board or commission created either by State law or by local ordinance pursuant to State law, Statutory Boards or Commissions shall include, but not be limited to, the Planning Board, the Zoning Board of Adjustment, the Board of Health, the Environmental Commission, the Library Board of Trustees, the Shade Tree Commission and the Office of Emergency Management.

2-38.3 Advisory Committees.

The following advisory committees are hereby created and shall have the duties set forth herein:

A. Shade Tree Advisory Committee.

The Shade Tree Committee shall have the following duties:

- a. Advise the Mayor and Council on all matters pertaining to the planting and care of shade and ornamental trees and shrubbery now located, or which may hereafter be planted, in any public highway, park or parkway, including the planting, trimming, spraying, care and protection thereof.
- b. Encourage arboriculture.
- c. Recommend to the governing body adoption, amendment and repeal of ordinances the Committee feels are necessary or proper for carrying out the provisions of this subsection.
- d. Study, investigate, counsel and develop and/or update annually and administer a written plan for the care, preservation, pruning, planting, replanting, removal or disposition of trees and shrubs in parks along public streets and in other public areas. Such plan will be presented annually to the Mayor and Council and upon acceptance and approval, shall constitute the official comprehensive municipal tree plan for the Borough of Bernardsville. The Shade Tree Committee shall consider, investigate, make findings, report and recommend upon any special matter or question coming within the scope of its work.
- e. Perform such other tasks as may be requested by the Mayor and Council.

B. Recreation Advisory Committee.

1. Duties. The Recreation Advisory Committee shall perform the following duties:

- a. Monitor Borough parks, playgrounds and recreation areas and make recommendations to the Mayor and Council regarding the use, maintenance and improvements to those parks, playgrounds and recreation areas.
- b. Plan the recreation program for the Borough and recommend to the Mayor and Council a budget for its implementation.

c. Oversee the management of the recreation program within the budget approved by the Council.

d. Recommend to the Mayor and Council the hiring of a Recreation Director and other recreation employees. The Director shall report to the Borough Administration on an operational basis. The Director shall be accountable to the Recreation Advisory Committee for the management of the recreation program and to the Borough Chief Financial Officer for all monies received or spent in connection with the recreation function.

e. Recommend to the Mayor and Council the possible acquisition of additional parks, playgrounds, recreation areas, trails, open space and recreation equipment.

f. Draft and recommend adoption of suitable rules and regulations for the use of Borough parks and recreational facilities.

g. Monitor Borough trails and make recommendations to the Mayor and Council regarding the use, maintenance, improvements and to those trails.

h. Render general advice to the Mayor and Council regarding recreational programs and facilities in the Borough.

i. Perform such other duties as may be requested by the Mayor and Council.

2. Subcommittees. The Recreation Advisory Committee shall have the following subcommittees which shall report to the Recreation Advisory Committee and which shall have the following duties:

1. Trails subcommittee
2. Fields and Facilities subcommittee
3. Programs and Events subcommittee
4. Open Space subcommittee

C. Historic Preservation Advisory Committee.

1. Responsibilities. The Historic Preservation Advisory Committee shall have the responsibility to:

- a. Prepare a survey of historic sites in the Borough;
- b. Make recommendations to the Planning Board on the historic preservation plan element of the Master Plan and on the implications for preservation of historic sites of any other Master Plan elements;
- c. Advise the Planning Board on the inclusion of historic sites in the recommended capital improvement program;

- d. Advise the Planning Board and Board of Adjustment on applications for development pursuant to Subsection 2-44.3 below;
- e. Carry out such other advisory, educational and informational functions as will promote historic preservation in the Borough.

2. Referral of Board Applications. The Planning Board and Board of Adjustment shall refer to the Historic Preservation Advisory Committee every application for development submitted to either Board for development in historic preservation districts or on historic sites identified in any component element of the Master Plan. This referral shall be made when the application for development is deemed complete or is scheduled for a hearing, whichever occurs sooner. Failure to refer the application as required shall not invalidate any hearing or proceeding. The Historic Preservation Advisory Committee may provide its advice, which shall be conveyed through its delegation of one of its members or staff to testify orally at the hearing on the application and to explain any written report which may have been submitted.

3. Referral of Permit Applications. All applications for issuance of permits pertaining to historic sites shall be referred to the Historic Preservation Advisory Committee for an advisory report concerning historic preservation to any of those aspects of the change proposed, which aspects were not determined by approval of any application for development by a municipal agency pursuant to the MLUL. The Historic Preservation Advisory Committee shall submit its advisory report to the Construction Official. When time does not allow the submission of a permit application to the full Committee, the Chair of the Historic Preservation Advisory Committee may act in the place of the full Committee for purposes of this subsection.

C. HOUSING, PROPERTY MAINTENANCE AND ZONING COMPLIANCE ADVISORY COMMITTEE.

Duties. The duties of the Housing, Property Maintenance and Zoning Compliance Advisory Committee shall be as follows:

- a. Monitor ongoing housing problems in the Borough including, but not limited to overcrowding and stacking, by consulting with the Code Enforcement Officer and the Housing Officer.
- b. Monitor the effectiveness of the Borough Residential Property Maintenance Code and Housing Code as set forth in §§ 11-2 and 11-3 of the Borough Code.
- c. Recommend to the Governing Body appropriate amendments to the Residential Property Maintenance and Housing Code.
- d. Monitor the effectiveness of the Borough Commercial Property Maintenance Code as set forth in § 11-1 of the Borough Code.

- e. Recommend to the Governing Body appropriate amendments to the Commercial Property Maintenance Code.
- f. Monitor zoning compliance in the Borough.
- g. Recommend to the Governing Body appropriate strategies for enforcement of the Borough Zoning Ordinance.
- h. Submit monthly status reports to the Mayor and Council and at the end of each calendar year submit a comprehensive report to the Mayor and Council concerning housing problems in the Borough and the effectiveness of the Borough Housing Code, Property Maintenance Codes and Zoning Compliance.

§ 2-38.4 Appointments; Organization of Advisory Committees; Terms.

At its annual reorganization meeting or as soon thereafter as may be practicable, the Mayor, with the consent of Borough Council, shall appoint members and a chair and vice-chair for each advisory committee covered by this section. The Mayor shall determine the number of members that shall be appointed to each advisory committee. All appointments to Borough advisory committees shall be for a term of one year running from January 1 to December 31 of each calendar year. A vacancy occurring otherwise than by expiration of term shall be filled for the unexpired term ending December 31 of that year. Chairs and vice-chairs shall serve until the next annual Council reorganization meeting. In the case of a vacancy, the Mayor with the Council's consent may appoint a chair or vice-chair to fill the unexpired term. The Chair, or in his or her absence or disability, the vice-chair shall preside at all meetings of the advisory committee or ad hoc committee.

§ 2-38.5 Training.

The Borough shall provide mandatory, training for the members of all advisory committees so that they are familiar with parliamentary procedures and the scope of authority of their advisory committees. Advisory committee members shall be required to complete this mandatory training upon appointment and every three years thereafter. Training sessions shall be conducted via Zoom (or a similar video conferencing platform) and members of the various committees, with the permission of the Borough Administrator, may satisfy their training requirements by watching a taped training session.

§ 2-38.6 Mayor's Ad Hoc Committees.

The Mayor is hereby authorized to create ad hoc committees for specific limited purposes and for specific limited terms, to act in an advisory role to the Mayor and Council in areas not otherwise within the province of established boards or commissions due to the nature of the limited scope of the topic in terms of time or specialty area. Members shall be appointed by the Mayor, and the Council shall receive notice of the creation, term, membership and duties of each said ad hoc committee. Ad hoc committees formed pursuant to this section shall have only those powers as authorized therein and as set forth in the Mayor's notice submitted to the Council. Ad hoc committees shall be subject to the miscellaneous rules and regulations set forth in §2-38.

below. An ad hoc committee shall terminate at the end of the calendar year in which it is created, unless renewed by the Mayor at the following year's reorganization meeting.

§ 2-46.7 Miscellaneous Rules and Regulations.

- a. All advisory committee and ad hoc committee hearings shall be audiotaped or videotaped.
- b. Minutes shall be kept for all advisory committee and ad hoc committee meetings and copies of those minutes shall be submitted to Borough Clerk in a timely manner for distribution to the Mayor and Council and are to be included in the next Council meeting agenda packets.
- c. Except when specifically authorized by the Open Public Meetings Act (N.J.S.A. 10:4-12), all advisory committee and ad hoc committee meetings shall be conducted in public. Members of the public, however, shall only be permitted to speak when the floor is open to them by the person chairing the meeting.
- d. All advisory committees and ad hoc committees shall act only within the scope of their duties as outlined in this ordinance.
- e. No individual member shall take any action on behalf of an advisory committee or an ad hoc committee.
- f. Neither advisory committees nor ad hoc committees may not enter into contracts or expend any Borough funds.
- g. Borough employees shall not be permitted to attend advisory committee or ad hoc committee meetings, except in rare circumstances when the Administrator approves their attendance in advance.
- h. Neither advisory committees nor ad hoc committees nor any of their individual members shall communicate directly with any Borough employees or officials. All such communications shall be directed through the Borough Administrator, except that the Borough Administrator may authorize the chair or vice-chair of an advisory committee or ad hoc committee to communicate directly with a Borough employee or official with a specific question or on a particular project. “

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

Section 4. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

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

ORDINANCE #2023-1952
ORDINANCE PROVIDING FOR THE IMPROVEMENT
OF CAMPBELL ROAD IN AND BY THE BOROUGH OF
BERNARDSVILLE, IN THE COUNTY OF SOMERSET,
NEW JERSEY, AND APPROPRIATING \$300,000
THEREFOR, CONSTITUTING PROCEEDS OF GRANTS
FROM THE NEW JERSEY DEPARTMENT OF
TRANSPORTATION.

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

Section 1. The improvement described in Section 2 of this ordinance is hereby authorized as a general improvement to be made or acquired by the Borough of Bernardsville, New Jersey, and there is hereby appropriated therefor the aggregate sum of \$300,000 constituting moneys received or expected to be received by the Borough from the New Jersey Department of Transportation as grants-in-aid of financing said improvement.

Section 2. The improvement hereby authorized and the purpose for the financing of which the appropriation is made as provided in Section 1 of this ordinance is the improvement of Campbell Road, in and by the Borough, including the construction or reconstruction thereof, equipment, site work, structures, work, materials and other expenses 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.

Section 3. 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 4. This ordinance shall take effect after publication after final passage as provided by law.

ATTEST:

BOROUGH OF BERNARDSVILLE

Anthony Suriano, Borough Clerk

Mayor, Mary Jane Canose

Introduction:

1st Publication:

Public Hearing and Adoption:

2nd Publication:

**BERNARDSVILLE BOROUGH
ORDINANCE #2023-1953**

**AN ORDINANCE SETTING FEES FOR LEAD PAINT INSPECTIONS AND
SUPPLEMENTING AND AMENDING CHAPTER 11 OF THE BOROUGH CODE
ENTITLED “PROPERTY MAINTENANCE”**

WHEREAS, *N.J.S.A. 52:27D-437.16* requires local housing inspection agencies to “inspect every single-family, two-family and multiple rental dwellings located within the municipality at tenant turnover for lead-based paint hazards or within two years of the effective date of [the statute]” and goes on to provide that “thereafter, all such units shall be inspected for lead-based paint hazards the earlier of every three years or upon tenant turnover, except that an inspection upon tenant turnover shall not be required if the owner has a valid lead-based certification pursuant to [the statute]”; and

WHEREAS, the statute goes on to provide that, “the municipality charge the dwelling owner or landlord a fee sufficient to cover the cost of the inspection,”; and

WHEREAS, the statute also provides that fees established pursuant to this subsection shall be dedicated to meeting the costs of implementing and enforcing the law and shall not be used for any other purpose;

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

Section 1. There is hereby created a new Section 11-5 entitled “Lead-Based Paint Hazard Inspections of Rental Properties Constructed Prior to 1978” which reads as follows:

“LEAD-BASED PAINT HAZARD INSPECTIONS OF RENTAL PROPERTIES CONSTRUCTED PRIOR TO 1978

“11-15.1 Lead-based Hazard Inspections of Rental Properties Constructed Prior to 1978.

In accordance with the requirements of *N.J.S.A. 52:27D*, which is incorporated herein by reference, every single-family, two-family and multiple rental dwelling located within Bernardsville Borough that was constructed prior to 1978, shall be inspected by the Borough Zoning Officer or the Borough Housing Inspector for lead-based paint hazards within two years of the effective date of *N.J.S.A. 52:27D-437.16*, or upon tenant turnover, whichever is sooner.

Thereafter, all such units shall be inspected for lead-based paint hazards the earlier of every three years or upon tenant turnover, except that an inspection upon tenant turnover shall not be required if the owner has a valid lead-based certification pursuant to *N.J.S.A. 52:27D-437.16*.

11-15.2 The fee for a lead-based paint inspection shall be \$50.00 per rental unit inspected, payable at the time of the application for a lead-safe certification. All fees collected shall be dedicated to meeting the cost of implementing and enforcing inspections and shall not be used for any other purpose. In addition, there shall be an additional fee of \$20.00 per unit inspected, that shall be deposited into the “Lead Hazard Control Assistance Fund” established pursuant to *N.J.S.A. 52:27D-437.4*, unless the Department of Community Affairs has already assessed an additional inspection fee of \$20 pursuant to the provisions of *N.J.S.A. 52:27D-437.10*. In a common interest community, any inspection fee charged pursuant to this subsection shall be the responsibility of the unit owner and not the homeowners' association, unless the association is the owner of the unit.”

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

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

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

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

By:_____
Mary Jane Canose, Mayor

Introduction:

1st Publication:

Public Hearing and Adoption:

2nd Publication:

**BERNARDSVILLE BOROUGH
ORDINANCE #2023-1954**

AN ORDINANCE CONCERNING OFF-DUTY EMPLOYMENT OF BOROUGH POLICE OFFICERS AND AMENDING CHAPTER 2 OF THE BOROUGH CODE ENTITLED “ADMINISTRATION”

WHEREAS, the Borough Police Department may outsource the administration for off-duty Borough police officers to a secondary service provider; and

WHEREAS, the Borough Code needs to be amended to reflect this arrangement;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that Chapter 2 of the Borough Code Entitled “Administration” is hereby supplemented and amended as follows:

Section 1. Section 2-24.11 entitled “Off-duty Employment” is hereby supplemented and amended to read as follows;

§ 2-24.11 Off-Duty Employment.

- a. General Provisions. Any person wishing to contract for the services of an off-duty police officer shall first obtain the approval of the Chief of Police, or his designee, which approval shall be granted if, in the opinion of the Chief or his designee, such employment will not be inconsistent with the efficient functioning and good reputation of the Police Department and will not unreasonably endanger or threaten the safety of the officers who are to perform the work. The availability of Borough police personnel will be subject to Borough needs, which might require the withdrawal of such officers at any time. Officers retained by outside entities shall function as Borough police officers, but shall be paid from funds obtained from the outside entity in accordance with this section. In emergent situations, the Chief may temporarily waive the requirements of this section.
- b. Indemnification, Insurance. Whenever an outside entity contracts with the Borough Police Department for the services of a police officer during his or her off-duty hours to engage in police-related activities, that outside entity must first:
 1. Indemnify and hold the Borough harmless from and against any and all losses, claims, damages or expenses, including reasonable attorney fees, arising from the performance or police-related duties by such off-duty Borough police officer on behalf of such entity. Such indemnity agreement shall be in a form acceptable to the Borough Attorney.

2. Provide the Borough, prior to the utilization of the Borough police officer, with a certificate of insurance from a company authorized to do business in the State of New Jersey evidencing workers' compensation coverage, personal liability and comprehensive general liability with policy limits of not less than \$1,000,000 and property damage liability coverage with policy limits of not less than \$300,000. Such policies of insurance shall name the Borough as an additional insured and shall remain in effect during the entire period that the officer is employed by the outside entity.
- c. Charges; Escrow Deposit; Exemptions. The charges to outside entities for the employment of off-duty members of the Borough of Bernardsville police personnel to provide police services shall include:
1. The rate schedule established in the PBA Collective Bargaining Agreements in effect at the time of the employment.
 2. An administrative and equipment charge established from time to time by the Administrator.

When Borough is administering the off-duty services itself, and not utilizing a secondary service provider pursuant to paragraph d below, the following procedures shall be followed:

1. An initial escrow deposit shall be made prior to the performance of any off-duty services by the officer and shall be calculated by multiplying the number of anticipated off-duty hours by the rates set forth above. Such payment shall be deposited in a trust account entitled "Police, Outside Services." When the balance on deposit appears to be insufficient to cover the anticipated costs for off-duty police services, the Police Chief or his designee shall immediately notify the outside entity that the funds in the escrow account are insufficient to pay for continued off-duty police services. If the outside entity does not replenish the escrow account with certified funds in an amount sufficient to pay for continued services as determined by the Police Chief, the Police Chief shall immediately terminate the off-duty police services. Except in the case of an emergency, no outside police services shall be provided if there are insufficient funds in the escrow account.
2. The Somerset Hills School District and public utilities shall be exempt from the escrow requirements under this subsection. For purposes of this section "public utilities" shall include all gas, electric, power, water, telephone and cable television companies and other utilities subject to the jurisdiction of Board of Public Utilities pursuant to Title 48 of the New Jersey Statutes.
3. Invoices for Payment. The Borough Chief Financial Officer shall issue invoices for

amounts charged to outside entities for an officer's time and the use of Borough equipment. Such amounts shall be deducted from the entity's escrow account and disbursed in accordance with the procedures established in this section.

4. Disbursement. The Borough Finance Department shall pay the officer performing off-duty police services the established amount on the next normal pay cycle following the issuance of an invoice pursuant to Subsection **2-24.4** above and shall pay the Borough for use of Borough equipment. At the conclusion of the construction project or event for which the officers were engaged, the Borough Finance Department shall issue a final accounting and provide a copy to the outside entity. If the outside entity's escrow deposit exceeds the actual costs incurred, the Borough shall refund the unused balance. If there is a shortfall, the outside entity shall remit the balance due within 10 days of receipt of a notice from the Borough.

d . The Borough may choose to utilize a secondary service to administrate and perform the above actions related to the off-duty employment process. These actions include but are not limited to: Communicating with said person or company to schedule off-duty "jobs," Scheduling the Officers for the said jobs, Invoicing person or company and receiving escrow and/or payments from the person or company in a manner set forth by the secondary service provider. The secondary service provider may charge an additional fee for services that are above and in addition to the fee structure stated above and utilize business-type collection rules as set forth in the contract between the Borough and the secondary service provider.

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

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

Section 4. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

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

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

ATTEST:

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

Introduction: _____

1st Publication: _____

Public Hearing and Adoption: _____

2nd Publication: _____

#2023-1955, AN ORDINANCE SETTING 2023 SALARIES AND HOURLY RATES FOR NON-CONTRACTUAL EMPLOYEES

BE IT ORDAINED by the Borough Council of the Borough of Bernardsville in the County of Somerset and State of New Jersey, to set certain base salary ranges and increase non-contractual hourly rates and base salaries by 3% for officers and employees of the Borough of Bernardsville, effective January 1, 2023 (unless otherwise noted), as follows:

	2023	Notes
GENERAL, EXECUTIVE, AND ADMINISTRATIVE		
Full Time, Plus Benefits		
Administrator	\$183,005.25	
Borough Clerk & Registrar	\$95,696.36	+\$350/yr Registrar
Director of Finance/Tax Collector/Treasurer	\$126,390.00	as of 7/1/22
Director of Finance/Tax Collector/Treasurer	\$130,181.70	as of 1/1/23
Capital Projects Manager	\$112,120.16	
QPA	\$73,738.69	
Technical Assistant to the Construction Official	\$50,409.93	
Clerical Assistant to the Tax Assessor	\$43,436.00	
Admin. Officer BOA & Secretary to Planning Bd.	\$72,069.06	
IT Specialist	\$90,926.56	
Deputy Clerk & Deputy Registrar	\$49,630.60	+\$350/yr Deputy Registrar
Clerical Assistant, Housing/Zoning/Construction	\$50,078.70	
Zoning Officer	\$64,393.35	as of 11/1/22
Zoning Officer	\$66,325.15	as of 1/1/23
Cashier/Asst. to the Tax Collector & Alt. Registrar	\$48,194.97	+\$300/yr Alternate Registrar
Housing/Zoning Inspector	\$48,410.00	as of 9/26/23
Part Time, No Benefits		
Tax Assessor	\$63,396.02	
Field Inspector, approx 7hpw @\$29.86/hr.	\$10,868.04	Anticipated Base (AB)

Construction Official	\$48,743.05	
Fire Subcode Official	\$12,503.17	
Plumbing Inspector	\$26,114.05	
Electrical Inspector & Building Inspector	\$43,569.04	
Community Gardner Supervisor	\$100.00	
Part-time, Temporary Help	\$10/hr - \$23.40/hr	
POLICE DEPARTMENT		
Full Time, Plus Benefits		
Chief of Police *	\$184,585.29	* SOA CBA Education Pay included
Police Captain *	\$169,426.76	* SOA CBA Education Pay included
Admin Assit. to the Chief & Records Manager	\$53,763.23	
Records Clerk	\$46,575.84	
Part Time, No Benefits		
OEM Coordinator	\$5,000.00	
Crossing Guards	\$23.14	
Substitute Dispatchers	\$14/hr - \$30/hr	
Matron/Interpreter	\$25.50	
Matron/Interpreter	\$19.66	
Special Police Officers, Class 1	\$15/hr - \$25.50/hr	
Special Police Officers, Class 2	\$35/hr	
Special Police Officers, Class 3	\$35/hr	
Deputy OEM Coordinator	\$2,500/yr	
PUBLIC WORKS DEPARTMENT		
Full Time, Plus Benefits		
Public Works Manager/Facilities	\$152,541.51	
Streets & Roads Manager	\$101,775.33	
Road Foreman	\$94,144.27	
WWTP Operator	\$99,358.59	1/1/23 to 2/28/23
WWTP Operator (Vacant)	\$93,000-\$113,000	3/1/23 to 12/31/23
Clerical Assistant to the Public Works Manager	\$43,120.48	
Part Time & Seasonal/Hourly, No Benefits		

Laborer	\$10.30/hr - \$21.50/hr
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RECREATION DEPARTMENT

Full Time, Plus Benefits

Recreation Director	\$86,569.44
Pool Executive Director	\$5,000.00
Assistant Recreation Director	\$56,650.00

Part Time/Seasonal, Hourly, No Benefits

Custodian	\$12.93/hr - \$20.00/hr
Recreation Instructor	\$12.93/hr - \$15.00/hr
Specialized Instructor	\$15.00/hr - \$60.00/hr
Summer Camp Director	\$15.00/hr - \$25.00/hr
Summer Camp Assistant	\$15.00/hr - \$20.00/hr
Summer Camp Counselors	\$11.90/hr - \$15.00/hr
Sports Camp Supervisor	\$11.90/hr - \$25.00/hr
Recreation Intern	\$15.00/hr-20.00/hr
Basketball Staff	\$12.93/hr - \$25.00/hr
Timekeeper/scorekeeper	\$12.93/hr - \$15.00/hr
Referees & Umpires per Game	\$40.00/hr - \$75.00/hr
Ceramics Instructor: None	none for 2022
Therapeutic Instructor (if needed)	\$15.00/hr - \$25.00/hr
Therapeutic Aide (if needed)	\$15.00/hr - \$20.00/hr

Part Time/Seasonal, Salary, No Benefits

Basketball Coach/Commissioner (per program)	\$500 - \$3,500
Wrestling Coach	\$600 - \$800
Enrichment Special Inst.	\$400 - \$700
Ski Coordinator	\$50 per trip
Enrichment Supervisor	none for 2023
Baseball Instructor	none for 2023
Administrative Assistant	\$15.00/hr - \$20.00/hr
Art Instructor	\$3,000 - \$5,200
Craft Camp Instructor	\$1,500 - \$2,500

Adult Enrichment:	\$100 - \$1,000	
Summer Basketball Coach	\$250 - \$1,500	
Summer Enrichment Instructor	\$15.00/hr - \$25.00/hr	
Swimming Pool Employees:		
Manager	\$15/hr - \$30/hr	
Manager, pre-season	20/hr-25/hr	
Assistant Manager	\$11.90/hr - \$25.00/hr	
Swim Team Coach	\$3,500	
Swim Team Coach Assistant	\$1,500 - \$2,500	
Lifeguards	\$13.00/hr - \$20.00/hr	+\$2/hr for swim instructor
Swim Instructor	\$13.00/hr - \$20.00/hr	+\$0.50/hr for WSI Certification
Head Life Guards	\$15.00/hr - \$20.00/hr	
Gate Attendant	\$12.93/hr - \$14.00/hr	
Swim Lesson Coordinator	\$25/hr	
Life Guard Instructor/coordinator	\$2,000.00	
Private lessons	\$40/hr - \$60/hr	
Swim Clinic Director	\$1,500 - \$2,000	

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed. This ordinance shall take effect after final passage and publication according to law.

Introduced:

First Publication:

Adoption:

Second Publication:

Mary Jane Canose, Mayor

Anthony Suriano, Clerk

**BERNARDSVILLE BOROUGH
ORDINANCE #2023-1956**

**AN ORDINANCE CONCERNING LOCAL ENFORCEMENT OF THE UNIFORM FIRE
CODE AND AMENDING CHAPTER 15 OF THE BOROUGH CODE
ENTITLED “FIRE PREVENTION”**

WHEREAS, Borough Code section 15-15, in accordance with the requirements of N.J.A.C. 5:70-2.3, requires that:

"Before any such structure [used or intended for use for residential purposes] is sold, leased, or otherwise made subject to change of occupancy for residential purposes, the owner shall obtain from the Fire Marshal a Certificate of Smoke Detector/Carbon Monoxide/Fire Extinguisher Compliance evidencing compliance with N.J.S.A. 52:27D-198.1, N.J.S.A. 52:27D-198.2 and N.J.A.C. 5:70-2.3 and 4.19(d). "

WHEREAS, N.J.A.C. 5:70-2.3, further provides that:

"The enforcing agency, unless it is otherwise required to inspect the structure under a property maintenance or other municipal code, may accept, in lieu of inspection, a certification that one or more smoke alarms and carbon monoxide alarms, as applicable, have been installed and tested in accordance with N.J.A.C. 5:70-4.19. Such certification shall be upon forms provided by the enforcing agency."; and

WHEREAS, the Fire Marshall has recommended that the Borough Code be amended to permit a certification in lieu of an inspection, as authorized by N.J.A.C. 5:70-2.3;

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

Section 1. Paragraph “c” of Section 15-15 entitled “Smoke Detectors/Fire Extinguishers/Carbon Monoxide Detectors Required in Residential Occupancies” in Chapter 15 of the Borough Code entitled “Fire Prevention” is supplemented and amended to read as follows:

**“ 15-15 Smoke Detectors/Fire Extinguishers/Carbon Monoxide Detectors
Required in Residential Occupancies*******

c. Before any such structure is sold, leased, or otherwise made subject to change of occupancy for residential purposes, the owner shall obtain from the Fire Marshal a Certificate of Smoke Detector/Carbon Monoxide/Fire Extinguisher

Compliance evidencing compliance with N.J.S.A. 52:27D-198.1, N.J.S.A. 52:27D-198.2 and N.J.A.C. 5:70-2.3 and 4.19(d). . . . The Fire Marshall may accept, in lieu of inspection, a certification that one or more smoke alarms and carbon monoxide alarms, as applicable, have been installed and tested in accordance with N.J.A.C. 5:70-4.19. Such certification shall be upon forms provided by the Fire Marshall. In those cases where a certificate of rental housing compliance is required pursuant to subsection 11-2.5 of the Borough Code, such certificate shall not be required; provided, however, that the Borough Housing Inspector shall not issue a certificate of rental housing compliance until it has determined that the dwelling complies with the requirements of N.J.S.A. 52:27D-198.1, N.J.S.A. 52:27D-198.2 and N.J.A.C. 5:70-2.3 and 4.19(d)."

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

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

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

ATTEST:

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

Anthony Suriano, Borough Clerk

By: _____
Mary Jane Canose, Mayor

RESOLUTION 23-42

AUTHORIZING PAYMENT OF BILLS

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

01 State & Federal Grants	\$	2,215.45
04 Escrow	\$	32,119.25
06 Outside Employment	\$	3,110.40
10 Current Fund	\$	794,318.22
19 Other Trusts	\$	85.00
20 Payroll	\$	269,523.08
33 Capital Fund	\$	120,712.44
40 Sewer Utility Fund	\$	22,150.31
55 Sewer Capital	\$	-
70 COAH Trust	\$	2,239.20
71 Fire Prevention Trust	\$	-
72 Open Space Trust	\$	117.00
73 Police Law Enforcement	\$	-
74 Public Defender Trust	\$	-
85 Recreation Trust	\$	8,186.75
TOTAL	\$	1,254,777.10

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 February 13, 2023.

Anthony Suriano
Borough Clerk

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
2376	3353 - MARION T. BEDWELL SCHOOL	PO 112944 B WELL*		1,448.20	
	01-G22-0110-0367	2022 MUNICIPAL ALLIANCE (22/23)	1,448.20		1,448.20
2377	104 - R&B PRINTING INC	PO 112458 6 X 6 WINDOW CLING STICKERS		60.00	
	01-G15-0110-0362	SUSTAINABLE JERSEY 2015	60.00		
		PO 112476 SANDWICH BOARD		25.00	
	01-G15-0110-0362	SUSTAINABLE JERSEY 2015	25.00		85.00
2378	6748 - SANCHEZ ENGRAVING LLC	PO 112577 Engraved Plaques		376.00	
	01-G00-0110-0389	POLICE DONATIONS	376.00		376.00
2379	4213 - SHERRIE CALISH	PO 112930 PROGRAM COORDINATOR SALARY - JAN 2023*		306.25	
	01-G22-0110-0367	2022 MUNICIPAL ALLIANCE (22/23)	306.25		306.25
TOTAL					2,215.45
Total to be paid from Fund 01 STATE & FEDERAL GRANTS		2,215.45			
		<u>2,215.45</u>			
		2,215.45			

List of Bills - (0410101001000) CASH - ESCROW ESCROW

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
2695	6869 - AMY SHAVER	PO 112901 REFUND OF STORMWATER ESCROW BALANCE		428.75	
	04-280-7030-0103	DISBURSEMENTS - SHAVER (STORMWATER)	428.75		428.75
2696	6652 - ANTONIA F. GOLLOB	PO 112902 REFUND OF STORMWATER ESCROW BALANCE		325.50	
	04-280-7000-0016	ESCROW - GOLLOB B16 L11 73.1 POST KUNH	325.50		325.50
2697	7063 - BOSWELL ENGINEERING, INC	PO 112887 Water Systems Engineer re Fenwick Tank E		9,548.00	
	04-280-4045-0103	DISBURSEMENTS - PAUL SAVAS	9,548.00		9,548.00
2698	6386 - BURGIS ASSOCIATES, INC	PO 112889 BOA Planner contract & application servi		450.00	
	04-280-4042-0103	DISBURSEMENTS - BOA #22-05 CAROLAN	450.00		450.00
2699	7448 - CAROL MARA	PO 112911 RELEASE OF STREET OPENING ESCROW #3133		350.00	
	04-280-6000-0075	ESCROW-CAROL MARA #3133	350.00		350.00
2700	6612 - ESTATE OF BERTHA E. RUSCHMANN	PO 112900 REFUND OF STORMWATER ESCROW BALANCE		49.50	
	04-280-7000-0036	ESCROW -ESTATE OF BERTHA RUSCHMANN	49.50		49.50
2701	1307 - FERRIERO ENGINEERING, INC	PO 112819 11/21/22 Inspect drywells/leader drains.		117.00	
	04-280-7037-0103	DISBURSEMENTS - FONSECA/POOL TOWN (STORMWATER	117.00		
	04-280-7049-0103	DISBURSEMENTS - LEVCO POOLS FOR WOJIE	260.00	260.00	
	04-280-7050-0103	DISBURSEMENTS - TKF PROPERTY MANGEMENT	210.00	210.00	
	04-280-7051-0103	DISBURSEMENTS - STEPHAN STORMWATER	105.00	105.00	
	04-280-5008-0103	DISBURSEMENTS - PB #SP-239 B100 L2.29 TEAM WE	105.00	3,322.00	
	04-280-5015-0103	DISBURSEMENTS - PB #SP-242 - MBRURA - MINE B	35.00		
	04-280-5014-0103	DISBURSEMENTS - SP-244 - MBRURA - 63 BERNARDS	175.00		
	04-280-5011-0103	DISBURSEMENTS - PB #240 GREYFIELD MGMT B97 L3	2,167.00		
	04-280-5004-0103	DISBURSEMENTS - PB#SP-241 - ESSEX BUILDING LL	840.00		
	04-280-7050-0103	DISBURSEMENTS - TKF PROPERTY MANGEMENT	105.00	105.00	
	04-280-7054-0103	DISBURSEMENTS - GREGORY FREISON	140.00	140.00	
	04-280-7055-0103	DISBURSEMENTS - BATTAGLINI	140.00	140.00	4,399.00
2702	1307 - FERRIERO ENGINEERING, INC	PO 112925 12/28/22 Review plans. Principal Engine		140.00	
	04-280-7000-0103	ESCROW DISBURSEMENT- CARUSO (STORMWATER)	140.00		140.00
2703	7449 - GM PLUMBING HEATING COOLING ELECTRIC	PO 112913 RELEASE OF STREET OPENING ESCROW #3163		350.00	
	04-280-6000-0080	ESCROW-GM PLUMBING ST OPENING #3163	350.00		350.00
2704	6628 - HIGHVIEW 73 PROPERTIES LLC	PO 112896 REFUND OF STORMWATER ESCROW BALANCE - R1		1.00	
	04-280-7000-0014	ESCROW-HIGHVIEW 73 B65 L1.03 19 ANDERSON	1.00		
	04-280-7000-0018	ESCROW-RESERVE HIGHVIEW 73 B65 L1.01/.02	42.50	42.50	
	04-280-7000-0027	ESCROW - HIGHVIEW 73 PROPERTIES	242.50	242.50	286.00
2705	7454 - JACK J. LICATA	PO 112919 RELEASE OF STREET OPENING ESCROW #3244		350.00	
	04-280-6000-0090	ESCROW - ST OPEN #3244 - LICATA - 24 WASHINGT	350.00		350.00
2706	6965 - JOHN MOY	PO 112884 REFUND OF STORMWATER ESCROW ACCOUNTS		640.00	
	04-280-7024-0103	DISBURSEMENTS - MOY (STORMWATER)	50.00		

List of Bills - (0410101001000) CASH - ESCROW ESCROW

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
	04-280-7034-0103	DISBURSEMENTS - JOHN MOY (STORMWATER)	590.00		640.00
2707	7057 - LINDSAY CONROY FEELEY	PO 112899 REFUND OF STORMWATER ESCROW BALANCE		455.00	
	04-280-7031-0103	DISBURSEMENTS - FEELEY (STORMWATER)	455.00		455.00
2708	7105 - LOUIS LAROSA	PO 112906 REFUND OF STORMWATER ESCROW BALANCE		645.00	
	04-280-7035-0103	DISBURSEMENTS - LAROSA (STORMWATER)	645.00		645.00
2709	7450 - LOURDES E. PAGUAY	PO 112914 RELEASE OF STREET OPENING ESCROW #3165		350.00	
	04-280-6000-0081	ESCROW-PAGUAY ST OPENING#3165	350.00		350.00
2710	6952 - MAGDALA GONZALES	PO 112904 REFUND OF STORMWATER ESCROW BALANCE		398.00	
	04-280-7022-0103	DISBURSEMENTS - GONZALES (STORMWATER)	398.00		398.00
2711	7452 - MARIA & JOSEPH REMIMBAS	PO 112917 RELEASE OF STREET OPENING ESCROW #3212		1,500.00	
	04-280-6000-0086	ESCROW-ST OPEN#3212 REIMBAS 360 MT HARMY	1,500.00		1,500.00
2712	7445 - MICHAEL LEANZA	PO 112905 REFUND OF STORMWATER ESCROW BALANCE		225.00	
	04-280-7016-0103	DISBURSEMENTS - LEANZA/MARSON POOLS (STO	225.00		225.00
2713	7453 - PETER J. LOPEZ	PO 112918 RELEASE OF STREET OPENING ESCROW #3237		1,500.00	
	04-280-6000-0089	ESCROW-ST OPEN#3237 LOPEZ 59 LIBERTY RD	1,500.00		1,500.00
2714	7456 - R. MADDALUNA LANDSCAPE CONTRACTORS	PO 112921 RELEASE OF STREET OPENING ESCROW #3271		1,500.00	
	04-280-6000-0094	ENG ST OPENING #3271 13 AMBAR PL	1,500.00		1,500.00
2715	7444 - RAVI S. KUMAR	PO 112903 REFUND OF STORMWATER ESCROW BALANCE		78.75	
	04-280-7000-0003	ESCROW - RAVI KUMAR 103 SENEY B46 L13.01	78.75		78.75
2716	7455 - ROBERT BLANK & CAROLYN WOLFE	PO 112920 RELEASE OF STREET OPENING ESCROW #3269		1,500.00	
	04-280-6000-0092	ENG ST OPENING #3269 102 OLD ARMY	1,500.00		1,500.00
2717	6818 - ROUX ENVIRONMENTAL	PO 112912 RELEASE OF STREET OPENING ESCROW #3145		350.00	
	04-280-6000-0079	ESCROW-ROUX ENV STREET OPENING #3145	350.00		350.00
2718	7360 - SAVO SCHALK	PO 112888 PB Attorney contract & application servi		3,727.50	
	04-280-5004-0103	DISBURSEMENTS - PB#SP-241 - ESSEX BUILDING LL	3,692.50		
	04-280-5018-0103	DISBURSEMENTS - IPTON PYNES REAL ESTATE	35.00		3,727.50
2719	6767 - SCANDIC BUILDERS	PO 112916 RELEASE OF STREET OPENING ESCROW #3206		1,500.00	
	04-280-6000-0084	ESCROW-SCANDIC ST OPENING #3206	1,500.00		1,500.00
2720	6582 - SCENIC LANDSCAPING, LLC	PO 112963 REFUND OF STORMWATER ESCROW		373.25	
	04-280-7000-0050	ESCROW-SCENIC LANDSCAPING	373.25		373.25
2721	7447 - SEASCAPE COMMUNICATIONS GROUP	PO 112910 RELEASE OF STREET OPENING ESCROW #3125		350.00	
	04-280-6000-0074	ESCROW-SEASCAPE COMMUNICATIONS #3125	350.00		350.00
2722	7451 - WEST ESSEX CONSTRUCTION	PO 112915 RELEASE OF STREET OPENING ESCROW #3195		350.00	
	04-280-6000-0083	ESCROW-WEST ESSEX #3195 360 MT HARMONY	350.00		350.00

List of Bills - (0410101001000) CASH - ESCROW
ESCROW

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
TOTAL					----- 32,119.25
Total to be paid from Fund 04 ESCROW		32,119.25			
		=====			
		32,119.25			

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

From 01/20/2023 to 02/03/2023

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
1/20/2023	214		230601		PAYROLL ACCOUNT		1,074.60	06-101-0100-2000
				06-285-0600-1015	SA SONS	358.20		
				06-285-0600-1007	PSE&G	716.40		
2/01/2023	223		230602		CURRENT ACCOUNT		108.21	06-101-0100-2000
				06-286-0600-1000	TRANSFER INTEREST TO CURRENT	108.21		
2/03/2023	235		230603		PAYROLL ACCOUNT		1,927.59	06-101-0100-2000
				06-285-0600-1004	VERIZON	458.95		
				06-285-0600-2059	ROMAN	1,468.64		

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
06-101-0100-2000	CASH - POLICE OUTSIDE DUTY				3,110.40
06-285-0600-1004	VERIZON		458.95		
06-285-0600-1007	PSE&G		716.40		
06-285-0600-1015	SA & SONS		358.20		
06-285-0600-2059	ROMAN		1,468.64		
06-286-0600-1000	INTERFUND - DUE TO CURRENT - INTEREST		108.21		
TOTALS (FOR RANGE):			3,110.40		3,110.40

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
64609	5098 - AA CHEMDRY OF NORTH JERSEY	PO 112675 Borough Hall Carpet Cleaning		363.76	
	10-C00-0145-0225	BUILD. & GROUNDS - CLEANING SERVICES	363.76		363.76
64610	6311 - ACTION DATA SERVICES	PO 112834 PAYROLL INVOICE PERIOD END DATE 12/27/22		195.81	
	10-A00-0110-0205	(2022) FINANCE - GENERAL EXPENSE	195.81		
		PO 112876 PAYROLL INVOICE PERIOD END DATE 1/14/23*		328.47	
	10-C00-0110-0205	FINANCE - GENERAL EXPENSE	328.47		524.28
64611	135 - ALLEN PAPER & SUPPLY CO	PO 112940 OFFICE SUPPLIES		303.50	
	10-C00-0195-0201	POLICE - OFFICE SUPPLIES	156.00		
	10-C00-0285-0201	CONSTRUCTION - OFFICE SUPPLIES	89.50		
	10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLIES	58.00		303.50
64612	1806 - ALLIED OIL LLC	PO 112712 GASOLINE - JAN 2023 (ESTIMATE) ACCOUNT #		9,651.66	
	10-C00-0315-0220	GASOLINE - PREMIUM GAS	9,651.66		9,651.66
64613	7390 - AMAZON CAPITAL SERVICES	PO 112772 OFFICE SUPPLIES		39.79	
	10-C00-0102-0205	MUNICIPAL CLERK - GENERAL EXPENSE	39.79		
		PO 112845 Lock Box from Amazon		24.13	
	10-C00-0156-0205	ZONING/HOUSE -GENERAL EXP.	24.13		
		PO 112873 OFFICE SUPPLIES		85.30	
	10-C00-0100-0201	ADMIN. & EXEC. - OFFICE SUPPLIES	55.31		
	10-C00-0102-0205	MUNICIPAL CLERK - GENERAL EXPENSE	29.99		149.22
64614	5595 - ANIMAL CONTROL SOLUTIONS, LLC	PO 112668 24 HOUR ANIMAL CONTROL COVERAGE - BLANKE		1,500.00	
	10-C00-0260-0204	ANIMAL CONTROL - MISCELLANEOUS	1,500.00		1,500.00
64615	4351 - APRUZZESE,McDERMOTT,MASTRO&MURPHY	PO 110566 JAN-JUNE 2022 GENERAL LABOR SERVICES - A		512.50	
	10-A00-0101-0205	(2022) HUMAN RESOURCES - LABOR ATTORNEY	512.50		512.50
64616	7015 - ARCHIVESOCIAL, INC	PO 112808 SOCIAL MEDIA ARCHIVING SUBSCRIPTION - UP		2,988.00	
	10-C00-0100-0205	ADMIN. & EXEC. - GENERAL EXPENSES	1,494.00		
	10-C00-0195-0230	POLICE - MAINTENANCE CONTRACTS	1,494.00		2,988.00
64617	4547 - ATLANTIC SALT, INC	PO 112268 Bulk Rock Salt - 220 Tons; Somerset Cou		1,947.59	
	10-A00-0220-0215	(2022) STREETS & ROADS - SNOW REMOVAL	1,947.59		
		PO 112561 Bulk Rock Salt - 220 Tons; Somerset Cou		3,779.06	
	10-A00-0220-0215	(2022) STREETS & ROADS - SNOW REMOVAL	3,779.06		5,726.65
64618	4214 - ATLANTIC TACTICAL OF NJ	PO 109766 NEW HIRE UNIFORMS DeMAIO		356.19	
	10-204-5500-0	ACCOUNTS PAYABLE	356.19		356.19
64619	58 - BERNARDSVILLE FIRE COMPANY	PO 112861 1ST QUARTER CONTRIBUTION		22,500.00	
	10-C00-0185-0220	AID TO FIRE DEPT. - DONATION	22,500.00		22,500.00
64620	81 - BERNARDSVILLE FIRST AID SQUAD	PO 112862 1ST QUARTER CONTRIBUTION*		16,275.00	
	10-C00-0205-0220	AID TO RESCUE CO. - DONATION	16,275.00		16,275.00
64621	4333 - BERNARDSVILLE HARDWARE	PO 112673 Misc. Supplies for B&G, Road Department		816.47	
	10-C00-0145-0246	BUILD. & GROUNDS - RECREATION MISC.	209.86		
	10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE	271.99		
	10-C00-0195-0204	POLICE - MISCELLANEOUS	2.99		
	10-C00-0145-0201	BUILD. & GROUNDS - BLD SUPPLY	331.63		816.47
64622	165 - BERNARDSVILLE PUBLIC LIBRARY	PO 112860 1ST QUARTER CONTRIBUTION*		213,020.50	

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

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Check#	Vendor	Description	Account	PO Payment	Check Total
	10-C00-0360-0220	LIBRARY CONTRIBUTIONS	213,020.50		213,020.50
64623	7443 - BROWN & BROWN METRO, LLC	PO 112882 LIBRARY TREASURER BOND 1/29/2023-1/29/20		100.00	
	10-C00-0170-0220	LIABILITY INSURANCE	100.00		100.00
64624	6360 - C-3 TECHNOLOGIES LLC	PO 112776 Bulk Testing on Borough Hall Gas Tank -		900.00	
	10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE	900.00		900.00
64625	7168 - CARAHSoft TECHNOLOGY CORP	PO 112651 GOOGLE WORKSPACE BUSINESS PLUS 1/1/23-12		16,200.00	
	10-C00-0112-0206	INFORMATION TECHNOLOGY - MAINTENANCE CONTRACT	16,200.00		16,200.00
64626	5773 - CAREER DEVELOPMENT INSTITUTE	PO 112077 HLEO Waiver Training (Ptl Archibald)		389.00	
	10-A00-0195-0203	(2022) POLICE - EDUCATION & TRAINING EXPENSES	389.00		389.00
64627	3863 - CENTRAL JERSEY CONSTRUCTION	PO 112545 Demolish Well Tent and Chicken Coop at 2		9,000.00	
	10-A00-0145-0263	(2022) BUILD. & GROUNDS - O/S - 271 MINE BROO	9,000.00		9,000.00
64628	6679 - CERTIFIED LABORATORIES	PO 112893 Free- Aerosol		214.95	
	10-C00-0220-0224	STREETS & ROADS - SUPPLIES	214.95		214.95
64629	6730 - CLEARY GIACOBBE ALFIERI JACOBS LLC	PO 110312 SPECIAL REDEVELOPMENT COUNSEL - NOT TO E		4,181.62	
	10-A00-0100-0221	(2022) ADMIN. & EXEC. - DOWNTOWN REVITALIZATI	4,181.62		4,181.62
64630	4239 - COMCAST	PO 112831 HIGH SPEED INTERNET - ACCT 8499052890037		116.85	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	116.85		116.85
64631	4239 - COMCAST	PO 112853 XFINITY TV & INTERNET - ACCT#84990528900		25.00	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	25.00		25.00
64632	4239 - COMCAST	PO 112854 XFINITY ACCOUNT 8499052890036488 - 1/18/		35.79	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	35.79		35.79
64633	4239 - COMCAST	PO 112855 XFINITY TV & INTERNET - ACCT#84990528900		11.11	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	11.11		11.11
64634	4239 - COMCAST	PO 112856 XFINITY TV & INTERNET - ACCT# 849905289		209.90	
	10-A00-0305-0215	(2022) TELEPHONE - PHONE BILLS	209.90		209.90
64635	7327 - CONFIRE FIRE PROTECTION, LLC	PO 112783 Annual Fire Alarm Testing at Borough Hal		1,028.50	
	10-C00-0145-0216	BUILD. & GROUNDS - BUILD. MNT.	1,028.50		1,028.50
64636	7441 - CONOR BYRNE	PO 112881 Boots NEXT ELIGIBLE 8/13/23		150.00	
	10-C00-0220-0206	STREETS & ROADS - UNIFORMS	150.00		150.00
64637	7219 - CURCIO PLUMBING	PO 112837 Replace Water Heater - Library Suite 103		746.00	
	10-C00-0145-0234	BUILD. & GROUNDS - CONSTRUCTION OFFICE	746.00		746.00
64638	2610 - CYDRAKE	PO 112858 Rekey Lock at Library after Door Replace		325.25	
	10-C00-0145-0228	BUILD. & GROUNDS - LIBRARY MAINT.	325.25		325.25

List of Bills - (1010101006000) CASH - CURRENT FUND

CURRENT FUND

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
64639	7458 - DEBRA SCHULMAN, TRUSTEE	PO 112972 REFUND 2022 TAXES - TAX COURT OF NJ APPE		9,190.32	
	10-205-5500-0001 TAX OVERPAYMENTS		9,190.32		9,190.32
64640	386 - DELTA DENTAL OF NEW JERSEY, INC	PO 112892 2/1-2/28/23 DENTAL BENEFITS PAYMENT INV		2,820.67	
	10-C00-0175-0225 GROUP INSURANCE - DENTAL BNFTS		2,820.67		2,820.67
64641	6167 - DIRECT ENERGY BUSINESS	PO 112970 GAS BILLS - 1/3/23		275.61	
	10-C00-0320-0225 GAS - NATURAL		275.61		275.61
64642	1307 - FERRIERO ENGINEERING, INC	PO 112826 November 2022 Engineering Billing		175.00	
	10-C00-0140-0204 ENGINEERING - MISCELLANEOUS		175.00		
		PO 112907 December 2022 - Various Engineering		380.00	
	10-A00-0140-0211 (2022) ENGINEERING - ENGINEERING EXPENSES		380.00		555.00
64643	2487 - FLAGSHIP HEALTH SYSTEMS INC	PO 112890 FEB 2023 DENTAL BENEFITS PAYMENT - FLAGS		100.28	
	10-C00-0175-0225 GROUP INSURANCE - DENTAL BNFTS		100.28		100.28
64644	83 - FOLEY, INCORPORATED	PO 112780 Landfill Loader Window		944.68	
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE		944.68		944.68
64645	100 - FOSTER & COMPANY, INC.	PO 112838 Hyd.ends+pins		376.21	
	10-C00-0220-0224 STREETS & ROADS - SUPPLIES		376.21		376.21
64646	1619 - GARDEN STATE LABORATORIES INC	PO 112953 Analytical Services for Summer Season 20		2,995.00	
	10-C00-0271-0209 SWIM POOL - WATER TESTING		2,995.00		2,995.00
64647	2933 - GLENN MILLER ELECTRICAL CONTRACTING	PO 112777 Repair Downtown Lighting		995.25	
	10-C00-0145-0251 BUILD. & GROUNDS - STREET LIGHTS		995.25		995.25
64648	6545 - GSPANJ	PO 112880 2023 MEMBERSHIP - TINA MARKIEWICZ		100.00	
	10-C00-0110-0205 FINANCE - GENERAL EXPENSE		100.00		100.00
64649	7004 - GREEN BROOK BUICK GMC	PO 111222 OPEN P.O. FOR POLICE VEHICLE PARTS		499.40	
	10-A00-0246-0206 (2022) VEHICLE MAINT. - POLICE		499.40		499.40
64650	3864 - GTEM INC	PO 110316 OPEN P.O. FOR 2022 E-TICKET CHARGES		126.00	
	10-A00-0195-0230 (2022) POLICE - MAINTENANCE CONTRACTS		126.00		126.00
64651	2871 - IACP NET	PO 112766 2023 IACP Membership - Chief Remian		190.00	
	10-C00-0195-0202 POLICE - DUES & SUBSC.		190.00		190.00
64652	214 - INSTITUTE FOR PROF. DEVELO	PO 112407 WEBINARS - LESLIE ROBERSON		50.00	
	10-A00-0110-0203 (2022) FINANCE - EDUCATION		50.00		
		PO 112879 WEBINAR -GREEN PURCHASING TINA MARKIEWICZ		50.00	
	10-C00-0110-0203 FINANCE - EDUCATION		50.00		100.00
64653	7006 - INTERSTATE WASTE SERVICES OF NJ	PO 112653 Garbage Disposal - Street Cans, Library		1,338.99	
	10-C00-0145-0248 BUILD. & GROUNDS - SOLID WASTE REMOVAL		1,146.92		
	10-C00-0145-0233 BUILD. & GROUNDS - LIBRARY PROPERTY MNT.		36.09		
	10-C00-0145-0231 BUILD. & GROUNDS - LIBRARY TENANTS EXP.		107.99		
	10-C00-0145-0250 BUILD. & GROUNDS - TRAIN STATION		47.99		1,338.99

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

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Check#	Vendor	Description	Account	PO Payment	Check Total
64654	7103 - IPVIDEO CORPORATION	PO 112348 Pre-Employment Background Investigations		189.00	
	10-A00-0195-0203 (2022) POLICE - EDUCATION & TRAINING EXPENSES		189.00		189.00
64655	6666 - JACKIE DESANTO, PETTY CASH	PO 112849 BUSINESS CARDS		58.82	
	10-C00-0156-0205 ZONING/HOUSE -GENERAL EXP.		58.82		58.82
64656	124 - JAEGER LUMBER	PO 110253 Blanket PO for B&G Supplies		125.75	
	10-A00-0145-0216 (2022) BUILD. & GROUNDS - BUILD. MNT.		125.75		
		PO 112672 Blanket P.O. for Recreation Maintenance		37.12	
	10-C00-0145-0240 BUILD. & GROUNDS - REC. BUILDING MAINT.		37.12		
		PO 112676 Blanket PO for B&G Supplies		27.73	
	10-C00-0145-0201 BUILD. & GROUNDS - BLD SUPPLY		27.73		190.60
64657	87 - JCP&L	PO 112952 JCP&L 12/20-1/19/23*		33.62	
	10-C00-0310-0220 ELECTRICITY - BILLS		33.62		33.62
64658	87 - JCP&L	PO 112957 JCP&L 12/20-1/19/23*		3,404.11	
	10-C00-0225-0202 STREET LIGHTING		3,404.11		3,404.11
64659	87 - JCP&L	PO 112958 JCP&L 12/24-1/22/23*		3,669.06	
	10-C00-0225-0202 STREET LIGHTING		9.08		
	10-C00-0310-0220 ELECTRICITY - BILLS		3,659.98		3,669.06
64660	87 - JCP&L	PO 112959 JCP&L*		522.79	
	10-C00-0310-0220 ELECTRICITY - BILLS		522.79		522.79
64661	87 - JCP&L	PO 112960 JCP&L 12/20-1/20/23*		925.80	
	10-C00-0310-0220 ELECTRICITY - BILLS		514.71		
	10-A00-0310-0220 (2022) ELECTRICITY - BILLS		346.06		
	10-C00-0145-0231 BUILD. & GROUNDS - LIBRARY TENANTS EXP.		65.03		925.80
64662	87 - JCP&L	PO 112969 JCP&L MASTER ACCOUNT 200000970000 *		184.28	
	10-C00-0225-0202 STREET LIGHTING		184.28		184.28
64663	3952 - JEFFREY MELITSKI	PO 112497 REIMBURSEMENT FOR EMT HYBRID REFRESHER C		100.00	
	10-A00-0195-0204 (2022) POLICE - MISCELLANEOUS		100.00		100.00
64664	6554 - JOHNSON CONTROLS FIRE PROTECTION	PO 112694 Fire Alarm and Sprinkler/Backflow Inspe		6,121.70	
	10-C00-0145-0228 BUILD. & GROUNDS - LIBRARY MAINT.		6,121.70		
		PO 112782 Annual Fire Alarm Monitoring at Library		1,200.00	
	10-C00-0145-0228 BUILD. & GROUNDS - LIBRARY MAINT.		1,200.00		7,321.70
64665	6378 - JOHNNY ON THE SPOT	PO 112657 Portable Restroom Rental - 271 Mine Broo		111.32	
	10-C00-0145-0263 BUILD. & GROUNDS - O/S - 271 MINE BROOK		111.32		
		PO 112658 Portable Restroom Rental - Train Station		222.64	
	10-C00-0145-0250 BUILD. & GROUNDS - TRAIN STATION		222.64		
		PO 112659 Portable Restroom Rental - Polo, Rose Bo		768.53	
	10-C00-0145-0249 BUILD. & GROUNDS - PORTABLE TOILETS		768.53		1,102.49
64666	6247 - JOY AUTO PARTS	PO 112684 Parts blanket		113.39	
	10-C00-0246-0207 VEHICLE MAINT.-STREETS & ROADS		113.39		113.39
64667	7416 - LEXIPOL, LLC	PO 112463 New Jersey Online Training (12 Months)		4,401.60	
	10-A00-0195-0204 (2022) POLICE - MISCELLANEOUS		4,401.60		4,401.60

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
64668	7211 - LINDE GAS & EQUIPMENT INC	PO 112851 C02		128.22	
	10-A00-0272-0203 (2022) RECREATION - GENERAL EXPENSES		128.22		128.22
64669	358 - LUDLOW HEATING & COOLING CO.	PO 112488 2022 HVAC Service - Borough Hall, DPW an		271.25	
	10-A00-0145-0244 (2022) BUILD. & GROUNDS - POLICE		271.25		
		PO 112678 2023 HVAC Service - Borough Hall, DPW an		520.98	
	10-C00-0145-0216 BUILD. & GROUNDS - BUILD. MNT.		520.98		792.23
64670	4349 - MAPLECREST FORD	PO 112347 OPEN P.O. FOR POLICE VEHICLE PARTS		614.45	
	10-A00-0246-0206 (2022) VEHICLE MAINT. - POLICE		614.45		614.45
64671	6799 - MARCO TECHNOLOGIES	PO 112836 2023 SERVICE CONTRACT #006433-07 - BLANK		184.66	
	10-C00-0112-0206 INFORMATION TECHNOLOGY - MAINTENANCE CONTRACT		134.73		
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLIES		49.93		
		PO 112967 2022 SERVICE CONTRACT #006567-06 - INV 1		503.24	
	10-C00-0112-0206 INFORMATION TECHNOLOGY - MAINTENANCE CONTRACT		503.24		687.90
64672	32 - MARY JANE CANOSE	PO 112894 Reimbursement for Downtown NJ membership		100.00	
	10-C00-0100-0215 ADMIN. & EXEC. - MAYOR'S EXP.		100.00		100.00
64673	6964 - MINE BROOK SEARCH & RESCUE	PO 112926 20x40 commercial tent		1,000.00	
	10-C00-0271-0217 SWIM POOL - POOL EQUIPMENT		1,000.00		1,000.00
64674	98 - MJ NEILL, INC	PO 112976 DIESEL USAGE - NOV 2022*		11,306.76	
	10-A00-0315-0230 (2022) GASOLINE - DIESEL		11,306.76		11,306.76
64675	7329 - MONMOUTH TELECOM	PO 112942 PHONE CHARGES ACCT #36890		573.48	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		573.48		573.48
64676	31 - NEW JERSEY HILLS MEDIA GROUP	PO 112878 2023 BLANKET PO FOR BERNARDSVILLE NEWS L		146.88	
	10-C00-0102-0207 MUNICIPAL CLERK - ADVERTISING		146.88		
		PO 112929 ENV LEGAL AD		31.11	
	10-C00-0165-0204 ENVIRON. COMM. - MISCELLANEOUS		31.11		177.99
64677	6532 - NICK DOBASH	PO 112797 BOOTS NEXT ELIGIBLE 7/23/23		150.00	
	10-C00-0220-0206 STREETS & ROADS - UNIFORMS		150.00		150.00
64678	5714 - NJ ADVANCE MEDIA, LLC	PO 112852 NJ.COM/Star Ledger EC Meeting notice for		43.29	
	10-C00-0165-0204 ENVIRON. COMM. - MISCELLANEOUS		43.29		43.29
64679	57 - NJ AMERICAN WATER CO.	PO 112877 NJ American Water 12/9-1/8/23*		13,015.38	
	10-C00-0145-0219 BUILD. & GROUNDS - WATER BILLS		713.98		
	10-C00-0180-0220 FIRE HYDRANT SERVICE		9,301.40		
	10-A00-0180-0220 (2022) FIRE HYDRANT SERVICE		3,000.00		13,015.38
64680	57 - NJ AMERICAN WATER CO.	PO 112949 NJ AMERICAN WATER -		338.53	
	10-A00-0145-0219 (2022) BUILD. & GROUNDS - WATER BILLS		338.53		338.53
64681	6357 - NJAPZA Treasurer	PO 112844 NJAPZA membership for 2023 Renee Apuzzo/		200.00	
	10-C00-0156-0205 ZONING/HOUSE -GENERAL EXP.		200.00		200.00

List of Bills - (1010101006000) CASH - CURRENT FUND

CURRENT FUND

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
64682	6357 - NJAPZA Treasurer	PO 112885 2023 Annual Membership Dues for F. Motto		100.00	
	10-C00-0150-0202	PLANNING BOARD - DUES & SUBSC.	50.00		
	10-C00-0155-0202	BOARD OF ADJ. - DUES & SUBSC.	50.00		100.00
64683	4926 - NJSACOP	PO 112580 NEW MEMBERSHIP - INITIATION AND ANNUAL D		475.00	
	10-A00-0195-0202	(2022) POLICE - DUES & SUBSC.	475.00		475.00
64684	7271 - NORTH JERSEY TREE EXPERTS	PO 110895 Honey Locust Fertilization and Pest Trea		37.50	
	10-A00-0145-0233	(2022) BUILD. & GROUNDS - LIBRARY PROPERTY MN	37.50		37.50
64685	3874 - NWJTAA	PO 112847 TA MEMBERSHIP		50.00	
	10-C00-0285-0202	CONSTRUCTION - DUES & SUBSC.	50.00		50.00
64686	3170 - PENN STATE JUSTICE & SAFETY INST	PO 112356 Field Training Officer Course - Anthony		499.00	
	10-A00-0195-0203	(2022) POLICE - EDUCATION & TRAINING EXPENSES	499.00		499.00
64687	895 - PIDGEON AND PIDGEON,P.C.	PO 112710 JAN 2023 LEGAL SERVICES		10,619.50	
	10-C00-0135-0215	LEGAL SERVICES - BORO ATTORNEY	10,619.50		10,619.50
64688	7429 - POLICE AND SHERIFFS PRESS, INC	PO 112627 PASP ID CARDS FOR POLICE OFFICERS		200.20	
	10-A00-0195-0205	(2022) POLICE - GENERAL EQUIPMENT	200.20		200.20
64689	5749 - POWER PLACE INC	PO 112859 Shop material [Mike]		16.29	
	10-C00-0220-0224	STREETS & ROADS - SUPPLIES	16.29		16.29
64690	6042 - PSE&G	PO 112943 PSE&G 11/24-12/24/22*		721.12	
	10-C00-0320-0225	GAS - NATURAL	721.12		721.12
64691	6042 - PSE&G	PO 112950 PSE&G 12/24-1/25/23*		3,316.42	
	10-C00-0320-0225	GAS - NATURAL	3,316.42		3,316.42
64692	6133 - PWANJ	PO 112806 2023 Membership - Public Works Assn of N		75.00	
	10-C00-0220-0202	STREETS & ROADS - DUES & SUBSC	75.00		75.00
64693	6884 - QUADIENT FINANCE USA, INC	PO 112961 POSTAGE FOR BOROUGH HALL		3,000.00	
	10-C00-0100-0209	ADMIN. & EXEC. - POSTAGE	3,000.00		3,000.00
64694	4955 - REEGS, INC	PO 110541 OPEN P.O. FOR POLICE VEHICLE BATTERIES		285.90	
	10-A00-0246-0206	(2022) VEHICLE MAINT. - POLICE	285.90		285.90
64695	4360 - RESEARCH & DESIGN LANDSCAPE LLC	PO 112707 Municipal Parking Lot Plowing and Sidewa		4,723.00	
	10-C00-0220-0215	STREETS & ROADS - SNOW REMOVAL	4,723.00		4,723.00
64696	3499 - RICHIE'S TIRE SERVICE INC	PO 112583 Winter Tires for 2022 Police Utility		3,191.36	
	10-A00-0246-0206	(2022) VEHICLE MAINT. - POLICE	3,191.36		3,191.36
64697	5500 - RICOH USA,INC	PO 112936 Open PO for Maintenance, Toner, and Extr		197.13	
	10-C00-0195-0230	POLICE - MAINTENANCE CONTRACTS	197.13		197.13
64698	180 - SAFETY-KLEEN SYSTEMS INC	PO 112805 Parts cleaner		539.45	
	10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE	539.45		539.45

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
64699	6439 - SAL'S AUTO BODY, INC	PO 112608 Accident Repairs Vehicle 303 CAD 22-1956		5,173.77	
	10-A00-0246-0206 (2022) VEHICLE MAINT. - POLICE		5,173.77		5,173.77
64700	7312 - SAMUELS, INC	PO 112126 OPEN P.O. FOR POLICE VEHICLE PARTS		199.34	
	10-A00-0246-0206 (2022) VEHICLE MAINT. - POLICE		199.34		199.34
64701	7312 - SAMUELS, INC	PO 112614 Open PO for Vehicle Maintenance		597.70	
	10-A00-0195-0204 (2022) POLICE - MISCELLANEOUS		597.70		597.70
64702	7312 - SAMUELS, INC	PO 112686 Parts blanket		42.24	
	10-C00-0246-0207 VEHICLE MAINT.-STREETS & ROADS		42.24		42.24
64703	5108 - SERVICEMASTER ABSOLUTE CLEANING LLC	PO 112680 2023 Janitorial Services Borough Hall +		1,741.69	
	10-C00-0145-0225 BUILD. & GROUNDS - CLEANING SERVICES		1,741.69		
		PO 112681 2023 Janitorial Services Suite 103, Suit		999.64	
	10-C00-0145-0234 BUILD. & GROUNDS - CONSTRUCTION OFFICE		433.33		
	10-C00-0145-0240 BUILD. & GROUNDS - REC. BUILDING MAINT.		283.16		
	10-C00-0145-0231 BUILD. & GROUNDS - LIBRARY TENANTS EXP.		283.15		
		PO 112682 2023 Cleaning of Commuter Area/Restrooms		325.00	
	10-C00-0145-0250 BUILD. & GROUNDS - TRAIN STATION		325.00		3,066.33
64704	3166 - SOM CTY CHIEFS ASSN.	PO 112610 2023 SCACOP Annual Membership Dues - Chi		200.00	
	10-A00-0195-0202 (2022) POLICE - DUES & SUBSC.		200.00		200.00
64705	392 - SOMERSET COUNTY RECYLING PROGRAM	PO 112693 2023 Curbside Recycling - 1st Quarter		19,744.65	
	10-C00-0240-0215 RECYCLING - COUNTY PICKUP		19,744.65		19,744.65
64706	123 - SOMERSET GRAIN & FEED	PO 112977 REC MISC		698.95	
	10-A00-0145-0204 (2022) BUILD. & GROUNDS - MISC.		698.95		698.95
64707	6994 - SPATIAL DATA LOGIC LLC	PO 112818 SDL Enterprise License up to 10 seats, s		21,600.00	
	10-C00-0156-0206 ZONING/HOUSE - COMPUTER EXP.		6,400.00		
	10-C00-0285-0206 CONSTRUCTION - COMPUTER EXPENSES		4,800.00		
	10-C00-0290-0205 FIRE PREVENTION - GENERAL EXP.		4,800.00		
	10-C00-0100-0210 ADMIN. & EXEC. - COMPUTER EXPENSES		5,600.00		
		PO 112964 WEBSITE MANAGEMENT - ADMINISTRATION - 1/		7,250.00	
	10-C00-0112-0207 INFORMATION TECHNOLOGY - BOROUGH WEBSITE		7,250.00		28,850.00
64708	4416 - SPECIALIZED VEHICLE INSTALLATIONS	PO 112560 #117 radio repair		385.80	
	10-A00-0220-0219 (2022) STREETS & ROADS - RADIO REPAIR		385.80		385.80
64709	38 - STAPLES BUSINESS ADVANTAGE	PO 111979 OPEN PO FOR OFFICE SUPPLIES		91.76	
	10-A00-0190-0205 (2022) COMMUNICATIONS - GENERAL EXP.		91.76		
		PO 112410 OPEN P.O. FOR OFFICE SUPPLIES		114.02	
	10-A00-0195-0201 (2022) POLICE - OFFICE SUPPLIES		114.02		205.78
64710	6525 - TOPOLOGY NJ LLC	PO 111655 PROFESSIONAL SERVICES - GENERAL REDEVELO		1,312.50	
	10-A00-0100-0221 (2022) ADMIN. & EXEC. - DOWNTOWN REVITALIZATI		1,312.50		1,312.50
64711	6729 - TRAFFIC LOGIX CORPORATION	PO 112746 Repair of Seney Drive Radar Sign		870.00	
	10-C00-0195-0205 POLICE - GENERAL EQUIPMENT		870.00		870.00

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
64712	3141 - TRAFFIC SAFETY SERVICE LLC	PO 112520 Library Parking Signs		120.00	
	10-A00-0220-0229 (2022) STREETS & ROADS - SIGNS		120.00		
	10-A00-0220-0229 (2022) STREETS & ROADS - SIGNS	PO 112535 6' Green Posts to Mark Property Boundari	1,788.00	1,788.00	1,908.00
64713	7255 - TRANSUNION RISK AND ALTERNATIVE DATA SOL	PO 111085 OPEN P.O. FOR MONTHLY TLO SERVICE		400.00	
	10-A00-0195-0230 (2022) POLICE - MAINTENANCE CONTRACTS		400.00		400.00
64714	7446 - TREASURER, STATE OF NJ	PO 112909 LEAD FEES - JANUARY 2023		120.00	
	10-214-5502-0000 DUE TO STATE - LEAD FEES (HOUSING)		120.00		120.00
64715	7422 - UNION COUNTY FIRE/EMS ACADEMY	PO 112578 EMT Refresher Classes - Melitski		250.00	
	10-A00-0195-0203 (2022) POLICE - EDUCATION & TRAINING EXPENSES		250.00		250.00
64716	61 - VERIZON	PO 112828 TELEPHONE BILL 908-766-3842 - 1/13-2/12/		37.69	
	10-A00-0305-0215 (2022) TELEPHONE - PHONE BILLS		37.69		37.69
64717	3488 - VERIZON	PO 112829 INTERNET SERVICE AT TRAIN STATION ACC 75		151.99	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		151.99		
	10-C00-0305-0215 TELEPHONE - PHONE BILLS	PO 112830 FIOS - ACCT# 354-642-517-0001-63 - 1/10-		129.99	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS	PO 112867 FIOS - ACCT# 554-658-975-0001-21 -1/21-2		179.00	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		179.00		460.98
64718	61 - VERIZON	PO 112866 TELEPHONE BILLS 1/20- 2/19/23*		3,320.59	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		3,320.59		3,320.59
64719	61 - VERIZON	PO 112874 908-204-3475 347 38Y -TRAIN STATION FIRE		76.56	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		76.56		76.56
64720	1632 - VERIZON WIRELESS (NEWARK)	PO 112832 ACC#442265347-00001* WIRELESS PHONES 1/		2,267.08	
	10-C00-0305-0225 TELEPHONE - MOBILE PHONES		2,267.08		
	10-A00-0305-0225 (2022) TELEPHONE - MOBILE PHONES	PO 112833 ACC #442265347 - 00002 WIRELESS PHONES		588.39	
	10-C00-0305-0225 TELEPHONE - MOBILE PHONES	PO 112835 ACC #442265347 - 00004 WIRELESS PHONES		204.46	
	10-C00-0305-0225 TELEPHONE - MOBILE PHONES		204.46		3,059.93
64721	868 - VIKING PEST CONTROL	PO 112674 Monthly Pest Control and Carpenter Ant T		172.78	
	10-C00-0145-0216 BUILD. & GROUNDS - BUILD. MNT.		172.78		
	10-C00-0145-0244 BUILD. & GROUNDS - POLICE	PO 112677 Monitoring for Mice Control at Police Ra		6.02	
			6.02		178.80
64722	5318 - W.B.MASON CO,INC	PO 112781 OFFICE SUPPLIES		74.68	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLIES		74.68		
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLIES	PO 112804 OFFICE SUPPLIES		102.10	
	10-C00-0140-0201 ENGINEERING - OFFICE SUPPLIES		76.94		
			25.16		
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE	PO 112824 DISPOSABLE SHOP TOWELS		237.19	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLIES	PO 112865 OFFICE SUPPLIES		276.50	
		PO 112872 OFFICE SUPPLIES		153.63	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLIES		153.63		844.10
64723	494 - WORK N WEAR	PO 112798 Clothing +Jacket [Connor]		307.00	
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE		307.00		307.00

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
64724	4945 - WURTH USA INC	PO 112839 Shop supplies [Mike]		260.75	
	10-C00-0220-0224	STREETS & ROADS - SUPPLIES	260.75		260.75
TOTAL					480,892.93
Total to be paid from Fund 10 CURRENT FUND		480,892.93			
		480,892.93			

Checks Previously Disbursed

64529	JOHN REMIAN - PETTY CASH	PO# 112643	2023 PETTY CASH - POLICE	450.00	1/05/2023
64608	CHRISTOPHER & ALYSSA RIDENTE	PO# 112848	REFUND - 2022 TAXES - CBT JUDGMEN	1,922.36	1/26/2023
231004	PAYROLL ACCOUNT		CASH- CURRENT - 1/20/22	214,242.61	1/20/2023
231005	STATE OF NJ PENSIONS & BENEFITS	PO# 112947	HEALTH BENEFITS 2/1-2/28/23 BI	96,810.32	2/10/2023
				313,425.29	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 10 CURRENT FUND	313,425.29	480,892.93	794,318.22
BILLS LIST TOTALS	313,425.29	480,892.93	794,318.22

List of Bills - (1910101001000) CASH - OTHER TRUSTS

OTHER TRUSTS

Meeting Date: 02/06/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
446	5595 - ANIMAL CONTROL SOLUTIONS, LLC	PO 111540 KENNELING EMERGENCY BLANKET		60.00	
	19-285-0500-3001	RESERVE FOR ANIMAL CONTROL	60.00		60.00
TOTAL					60.00
Total to be paid from Fund 19 OTHER TRUSTS		60.00			
		=====			
		60.00			

Checks Previously Disbursed

231903	PAYROLL ACCOUNT	PAYROLL -COMMUNITY GARDEN WANDA KN	25.00	2/03/2023

				25.00

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 19 OTHER TRUSTS	25.00	60.00	85.00
BILLS LIST TOTALS	25.00	60.00	85.00
			=====

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Boro of Bernardsville

Disbursements Journal - (20) PAYROLL AGENCY

From 01/23/2023 to 02/28/2023

DATE	ENTRY #	PO#	CHECK #	ACCOUNT	VENDOR/EXPLANATION	DEBIT	CREDIT	ACCOUNT
2/01/2023	220		232006		CURRENT ACCOUNT		1,058.86	20-101-0100-2000
				20-285-0500-1001	TRANSFER INTEREST TO CURRENT	1,058.86		
2/03/2023	230		232008		ACTION DATA SERVICES-PAYROLL		5,972.53	20-101-0100-2000
				20-280-5600-0850	PAYROLL NET DEPOSIT	5,972.53		
2/03/2023	231		232009		ACTION DATA SERVICES-PAYROLL		149,653.56	20-101-0100-2000
				20-280-5600-0850	PAYROLL DIRECT DEPOSIT	149,653.56		
2/03/2023	232		232010		ACTION DATA SERVICES-PAYROLL		89,751.85	20-101-0100-2000
				20-280-5600-0852	FEDERAL	26,562.88		
				20-280-5600-0853	FICA SS EE	8,652.81		
				20-280-5600-0854	MEDICARE EE	3,383.97		
				20-280-5600-0901	ER SS	8,652.81		
				20-280-5600-0902	MED EMPLOYER	3,383.97		
				20-280-5600-0855	NJ STATE TAX	9,597.03		
				20-280-5600-0856	EMPLOYEE SUI/SDI	1,036.59		
				20-280-5600-0903	EMPLOYER SUI	1,463.39		
				20-280-5600-0858	PA STATE TAX	20.17		
				20-280-5600-0870	PERS	9,348.88		
				20-280-5600-0871	PERS LOAN	1,033.58		
				20-280-5600-0874	PERS CONTRIBUTORY INS	580.29		
				20-280-5600-0877	PFRS	9,811.18		
				20-280-5600-0878	PFRS LOAN	924.56		
				20-280-5600-0883	DCRP ER CONTRIBUTION 3%	313.87		
				20-280-5600-0882	DCRP EE CONTRIBUTION 5.5%	426.19		
				20-280-5600-0898	GARNISHMENT	50.61		
				20-280-5600-0895	PBA	340.00		
				20-280-5600-0905	AFLAX POST TAX	27.89		
				20-280-5600-0893	DPW DUES	176.00		
				20-280-5600-0890	DEFERRED COMP TSA 457	3,437.32		
				20-280-5600-0906	AFLAX PRE TAX	94.79		
				20-280-5600-0899	VISION	433.07		
2/06/2023	229	112946		20-260-0500-1001	EE MEDICAL FROM PAYROLL (DUE TO CURRENT FUN	20,998.43		
				20-260-0500-1003	EMPLOYEE MEDICAL FROM PAYROLL (DUE TO CURRE	2,087.85		
			232007		CURRENT ACCOUNT		23,086.28	20-101-0100-2000

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
20-101-0100-2000	CASH - PAYROLL				269,523.08
20-260-0500-1001	PAYABLE - CURRENT - MEDICAL INSURANCE		20,998.43		
20-260-0500-1003	PAYABLE - SEWER - MEDICAL INSURANCE		2,087.85		
20-280-5600-0850	NET PAYROLL PAYABLE		155,626.09		
20-280-5600-0852	PAYROLL TAXES PAYABLE - FEDERAL		26,562.88		
20-280-5600-0853	PAYROLL TAXES PAYABLE - FICA		8,652.81		
20-280-5600-0854	PAYROLL TAXES PAYABLE - MEDICARE		3,383.97		
20-280-5600-0855	PAYROLL TAXES PAYABLE - NJ STATE TAX		9,597.03		
20-280-5600-0856	PAYROLL TAXES PAYABLE - EMPLOYEE SUI /SD		1,036.59		
20-280-5600-0858	PAYROLL TAXES PAYABLE - PA TAX		20.17		
20-280-5600-0870	PAYABLE - P.E.R.S.		9,348.88		
20-280-5600-0871	PAYABLE - P.E.R.S. LOAN		1,033.58		

Disbursements Journal - (20) PAYROLL AGENCY
From 01/23/2023 to 02/28/2023

SUMMARY BY ACCOUNT FOR RANGE:

ACCOUNT	ACCOUNT DESCRIPTION	APR RESERVE	CURRENT	NON-BUDGETARY	DISBURSED
20-280-5600-0874	PAYABLE - P.E.R.S. - CONTRIBUTORY INS.			580.29	
20-280-5600-0877	PAYABLE - P.F.R.S.			9,811.18	
20-280-5600-0878	PAYABLE - P.F.R.S. - LOAN			924.56	
20-280-5600-0882	DCRP-5.5% (EMPLOYEE CONTRIBUTION)			426.19	
20-280-5600-0883	DCRP-3%(EMPLOYER CONTRIBUTION)			313.87	
20-280-5600-0890	PAYABLE - DEFERRED COMPENSATION PLAN			3,437.32	
20-280-5600-0893	PAYABLE - DPW UNION DUES			176.00	
20-280-5600-0895	PAYABLE - PBA DUES			340.00	
20-280-5600-0898	PAYABLE-GARNISHMENT			50.61	
20-280-5600-0899	PAYABLE - VISION			433.07	
20-280-5600-0901	PAYROLL TAXES PAYABLE - EMPLOYER S.S			8,652.81	
20-280-5600-0902	PAYROLL TAXES PAYABL MED			3,383.97	
20-280-5600-0903	PAYROLL TAXES PAYABLE - EMPLOYER SUI			1,463.39	
20-280-5600-0905	AFLAC POST TAX			27.89	
20-280-5600-0906	AFLAC PRE TAX			94.79	
20-285-0500-1001	DUE TO CURRENT - INTEREST			1,058.86	
TOTALS (FOR RANGE):				269,523.08	269,523.08
				=====	=====

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
6265	7288 - AUTOMATIC DOOR SYSTEMS, LLC	PO 112314 Replace Double Doors in Library Fiction		23,500.00	
	33-215-2926-1003	CAP ORD 2022-1917 - LIBRARY DOORS	23,500.00		23,500.00
6266	1307 - FERRIERO ENGINEERING, INC	PO 112826 November 2022 Engineering Billing		15,190.00	
	33-215-2923-1000	OS ORD 2021-1906 - PICKELBALL COURT	2,005.00		
	33-215-2929-1001	BOND ORD 2022-1932 - BERNARDS NBRHOOD - FUNDE	13,185.00		
		PO 112907 December 2022 - Various Engineering		12,631.43	
	33-215-2926-1007	CAP ORD 2022-1917 - 251 CLAREMONT ROAD	1,787.00		
	33-215-2929-1003	BOND ORD 2022-1932 - SOFT COSTS	10,170.00		
	33-215-2925-1000	BOND ORD 2022-1914 - BERNARDS AVE/VARIOUS RDS	117.49		
	33-215-2923-1000	OS ORD 2021-1906 - PICKELBALL COURT	556.94		27,821.43
6267	2933 - GLENN MILLER ELECTRICAL CONTRACTING	PO 111874 Install New 400 Amp Underground Service		43,550.00	
	33-215-2923-1000	OS ORD 2021-1906 - PICKELBALL COURT	43,550.00		43,550.00
6268	7277 - JAG PAVING CORP	PO 110985 Construction of Pickle Ball Courts on Se		13,190.80	
	33-215-2923-1000	OS ORD 2021-1906 - PICKELBALL COURT	13,190.80		13,190.80
6269	6491 - MESSERCOLA EXCAVATING INC.	PO 112708 Test Pits West St. and Boylan Terrace		11,713.00	
	33-215-2929-1001	BOND ORD 2022-1932 - BERNARDS NBRHOOD - FUNDE	11,713.00		11,713.00
TOTAL					119,775.23
Total to be paid from Fund 33 CAPITAL FUND		119,775.23			
		=====			
		119,775.23			

Checks Previously Disbursed

233303	CURRENT ACCOUNT	2/3/23 PAYROLL OUTSIDE DUTY WEST A	937.21	2/03/2023

			937.21	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 33 CAPITAL FUND	937.21	119,775.23	120,712.44
BILLS LIST TOTALS	937.21	119,775.23	120,712.44
			=====

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
10762	135 - ALLEN PAPER & SUPPLY CO	PO 112940 OFFICE SUPPLIES		240.20	
	40-C00-0101-0205 SEWER - GENERAL EXPENSES		240.20		240.20
10763	4333 - BERNARDSVILLE HARDWARE	PO 111594 2022 BLANKET		173.45	
	40-C00-0101-0205 SEWER - GENERAL EXPENSES		173.45		173.45
10764	386 - DELTA DENTAL OF NEW JERSEY, INC	PO 112892 2/1-2/28/23 DENTAL BENEFITS PAYMENT INV		244.37	
	40-C00-0101-0230 SEWER - GROUP INSURANCE		244.37		244.37
10765	7006 - INTERSTATE WASTE SERVICES OF NJ	PO 112725 1st Qtr. 2023 - Rag Container Disposal		2,050.00	
	40-C00-0101-0226 SEWER - SLUDGE REMOVAL		2,050.00		2,050.00
10766	57 - NJ AMERICAN WATER CO.	PO 112948 NJ AMERICAN WATER -		89.35	
	40-A00-0101-0229 (2022) SEWER - WATER BILLS		19.85		
	40-C00-0101-0229 SEWER - WATER BILLS		69.50		89.35
10767	57 - NJ AMERICAN WATER CO.	PO 112949 NJ AMERICAN WATER -		1,918.31	
	40-A00-0101-0229 (2022) SEWER - WATER BILLS		1,918.31		1,918.31
10768	666 - RAPID PUMP & METER SERVICE CO, INC	PO 112600 SBR Blower Motor		7,930.00	
	40-A00-0101-0213 (2022) SEWER - PLANT MAINTENANCE		7,930.00		7,930.00
10769	183 - TOWNSHIP OF PARSIPPANY-TROY HILLS	PO 111323 2022		1,799.00	
	40-A00-0101-0226 (2022) SEWER - SLUDGE REMOVAL		1,799.00		1,799.00
10770	1920 - VILLAGE OFFICE SUPPLY	PO 112731 2023 Wall Planner		32.90	
	40-C00-0101-0201 SEWER - OFFICE SUPPLIES		32.90		32.90
TOTAL					14,477.58
Total to be paid from Fund 40 SEWER UTILITY FUND		14,477.58			
		=====			
		14,477.58			

Checks Previously Disbursed

234003	TREASURER STATE OF NEW JERSEY	PO# 112774 2023 Water Permit Fees	200.00	1/17/2023
234005	CURRENT ACCOUNT	PO# 112945 REIMBURSE 2/1-2/28/23 HB TO CURRE	7,472.73	2/06/2023

			7,672.73	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 40 SEWER UTILITY FUND	7,672.73	14,477.58	22,150.31
BILLS LIST TOTALS	7,672.73	14,477.58	22,150.31
			=====

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
2225	5366 - CGP&H, LLC	PO 110323 ADMINISTRATIVE AGENT & PLANNING SERVICES		309.70	
	70-286-5685-4013 COAH - ADMINISTRATIVE COSTS		309.70		309.70
2226	3539 - COMPLETE ROOF SYSTEMS INC	PO 112540 REPAIR ROOF LEAKS - 63 BERNARDS AVE - AF		1,200.00	
	70-286-5685-4013 COAH - ADMINISTRATIVE COSTS		1,200.00		1,200.00
2227	7006 - INTERSTATE WASTE SERVICES OF NJ	PO 112645 Waste Removal Services - 63-73 Bernards		164.00	
	70-286-5685-4013 COAH - ADMINISTRATIVE COSTS		164.00		164.00
2228	895 - PIDGEON AND PIDGEON,P.C.	PO 112710 JAN 2023 LEGAL SERVICES		565.50	
	70-286-5685-4013 COAH - ADMINISTRATIVE COSTS		565.50		565.50
TOTAL					2,239.20
Total to be paid from Fund 70 COAH TRUST		2,239.20			
		=====			
		2,239.20			

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
2135	895 - PIDGEON AND PIDGEON, P.C.	PO 112710 JAN 2023 LEGAL SERVICES		117.00	
	72-286-5685-3001	RESERVE FOR OPEN SPACE - AQUISITION	117.00		117.00
TOTAL					----- 117.00
Total to be paid from Fund 72 OPEN SPACE TRUST		117.00			
		=====			
		117.00			

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

Meeting Date: 02/13/2023 For bills from 01/24/2023 to 02/08/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
480	7229 - ABRAKARAZZ LLC DBA ABRAKADOODLE	PO 111970 Abrakadoodle Twosy		2,029.80	
	85-286-5685-4035 ABRAKADOODLE		2,029.80		
		PO 112508 Abrakadoodle Winter 2022-2023		2,543.20	
	85-286-5685-4035 ABRAKADOODLE		2,543.20		4,573.00
481	7152 - AMANDA MODALE	PO 112629 Chess Refund		106.25	
	85-286-5685-4043 CHESS		106.25		106.25
482	7384 - DIPLOMAT CHESS LLC	PO 112509 Chess Club		2,127.50	
	85-286-5685-4043 CHESS		2,127.50		2,127.50
483	6866 - NAMASTE 4 KIDS	PO 112510 Yoga and Mindfulness		1,380.00	
	85-286-5685-2006 RECREATION TRUST - ALL YOGA		1,380.00		1,380.00
TOTAL					8,186.75
Total to be paid from Fund 85 RECREATION TRUST		8,186.75			
		=====			
		8,186.75			

RESOLUTION #23-43

**AUTHORIZING THE MAYOR AND CLERK TO SIGN
A PISTOL RANGE LEASE AGREEMENT BETWEEN
EFE REALTY AND THE BOROUGH OF BERNARDSVILLE**

BE IT RESOLVED, by the Borough Council to authorize the Mayor and Clerk to sign a Pistol Range Lease Agreement between EFE Realty, 75 Bernards Avenue, and the Borough of Bernardsville, copy attached hereto and made a part hereof.

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 February 13, 2023.

**BOROUGH COUNCIL OF BOROUGH OF BERNARDSVILLE
RESOLUTION #23-44**

RESOLUTION OF THE BOROUGH OF BERNARDSVILLE, COUNTY OF SOMERSET, NEW JERSEY DESIGNATING EQUINET PROPERTIES LLC AS REDEVELOPER FOR A PORTION OF THE QUIMBY LANE REDEVELOPMENT AREA FOR BLOCK 71, LOT 6 AND AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH THE REDEVELOPER FOR THE REDEVELOPMENT OF SUCH PROPERTY IN ACCORDANCE WITH THE REDEVELOPMENT PLAN

WHEREAS, the Borough of Bernardsville, in the County of Somerset, New Jersey (the “**Borough**”), a public body corporate and politic of the State of New Jersey (the “**State**”), is authorized pursuant to the Local Redevelopment and Housing Law, *N.J.S.A. 40A:12A-1 et seq.* (the “**Redevelopment Law**”), to determine whether certain parcels of land within the borough constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

WHEREAS, the Borough Council on January 13, 2020 adopted a Resolution accepting the Planning Board’s recommendation that Block 70, Lots 1, 2, 3, 4, 5, 6, 6.01, 6.02, 6.03, 6.04, 6.05, 6.06, 6.07, and 6.08; Block 71, Lots 4, 5, 5.01, 6, 7, 8, 9, 10, 11, 12 and 13; Block 98, Lot 1; Block 124, Lot 1; and Block 144, Lot 1, as shown on the official Tax Map of the Borough (the “**Study Area**”) area was found to meet the necessary statutory criteria, and designated the entire Study Area as a *Non-Condemnation Area in Need of Redevelopment*; and

WHEREAS, pursuant to the provisions of *N.J.S.A. 40A:12A-7(e and f)* and *N.J.S.A. 40A:12A-15* of the Redevelopment Law, the Borough’s staff and/or Planning Board professionals, is permitted to prepare a redevelopment plan; and

WHEREAS, a redevelopment plan for the Study Area titled “Quimby Lane Redevelopment Plan” has been prepared by Topology and submitted to the Borough Council for review (the “**Redevelopment Plan**”); and

WHEREAS, on October 13, 2020, the Borough Council by Ordinance adopted the Redevelopment Plan in order to effectuate a plan that is consistent with the goals and objectives of the City for the redevelopment of the Property; and

WHEREAS, on November 28, 2022, the Borough Council by Ordinance adopted an amendenemnt to the Redevelopment Plan specifically for Block 71 Lot 6; and

WHEREAS, EQUINET PROPERTIES LLC, (the “**Redeveloper**”) wishes to develop a portion of the Redevelopment Area contained in the Redevelopment Plan identified as Block 71, Lot 6; and use it for the purpose of implementing the Redevelopment Plan; and

WHEREAS, the Redeveloper has requested that the Borough Council, as a redevelopment entity, prepare a redevelopment agreement with the Redeveloper providing for the development of the Property in accordance with the Redevelopment Plan (the “**Redevelopment Agreement**”); and

WHEREAS, the Borough Council desires to designate **EQUINET PROPERTIES LLC**, as redeveloper of a portion of the Redevelopment Area under the Redevelopment Plan and enter into a Redevelopment Agreement with the redeveloper, as provided for and in accordance with the provisions of the Redevelopment Law.

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

Section 1. The Borough Council, designates **EQUINET PROPERTIES LLC**, as the redeveloper of Block 71, Lot 6, in the Borough of Bernardsville (the “**Redeveloper**”) as provided for and in accordance with the provisions of the New Jersey Local Redevelopment and Housing Law.

Section 2. The Borough Council of the Borough of Bernardsville hereby authorizes the execution of the “Redevelopment Agreement By and Between the Borough of Bernardsville and **EQUINET PROPERTIES LLC**, concerning the Redevelopment Area identified as Block 71, Lot 6, in the Borough of Bernardsville, in such a form deemed advisable by the Borough Attorney or Redevelopment Counsel.

Section 3. The Borough Council revokes any prior designations as Redeveloper for Block 71 Lot 6.

Section 4. This Resolution shall take effect immediately.

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 February 13, 2023.

RESOLUTION #23-45
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNTS
04-280-7024-0100
04-280-7034-0100
FOR JOHN MOY
FOR 477-1 MINE BROOK RD.

WHEREAS, STORMWATER MANAGEMENT ACCOUNTS WERE STARTED ON 10/5/20 & 6/1/21 FOR BLOCK 28 LOT 46.01, ALSO KNOWN AS 477-1 MINE BROOK RD; AND

WHEREAS, THE PROPERTY WAS SOLD, AND THE NEW OWNERS HAVE STARTED THEIR OWN ESCROW ACCOUNT. IT HAS BEEN REQUESTED BY THE OWNER THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNTS BE REFUNDED TO THEM, THE BALANCES WHICH ARE \$50.00(004-280-7024-0100) & \$590.00(04-280-7034-0100)

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCES, \$50.00 & \$590.00

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the CFO is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 28 Lot 46.01	John Moy 5 Devon Lane. Warren, NJ 07059	\$50.00 & \$590.00

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on February 13, 2023

RESOLUTION #23-46
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7000-0003
FOR RAVI S. KUMAR
FOR 103 SENEY DR. EXT

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 1/14/16 FOR BLOCK 46 LOT 13.01, ALSO KNOWN AS 103 SENEY DR EXT.; AND

WHEREAS, THE PROJECT AT 103 SENEY DR. EXT. HAS BEEN COMPLETED AND A CO HAS BEEN ISSUED. IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$78.75.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$78.75.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the CFO is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 46, Lot 13.01	Ravi S. Kumar 40 Sandstone Rd. East Windsor, NJ 08520	\$78.75

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on February 13,2023.

RESOLUTION #23-47
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7000-0016
FOR ANTONIA GOLLOB
FOR 73-1 POST KUNHARDT RD

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 12/21/16 FOR BLOCK 16 LOT 11, ALSO KNOWN AS 73-1 POST KUNHARDT RD.; AND

WHEREAS, THE PROJECT AT 73-1 POST KUNHARDT RD. HAS BEEN COMPLETED AND A CO HAS BEEN ISSUED. IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$325.50.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$325.50.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the CFO is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 16, Lot 11	Antonia Gollob 73-1 Post Kunhardt Rd. Bernardsville, NJ 07924	\$325.50

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on February 13,2023.

RESOLUTION #23-48

**ACCEPTING A DONATION FROM THE
BERNARDSVILLE LAW ENFORCEMENT FOUNDATION FOR
POLICE SHOOTING RANGE IMPROVEMENTS**

BE IT RESOLVED by the Borough Council of the Borough of Bernardsville to accept a donation of \$14,275 from the Bernardsville Law Enforcement Foundation (a 501c3 nonprofit organization) for improvements to the retaining wall at the pistol range.

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 February 13, 2023.

RESOLUTION #23-49
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7000-0050
FOR SCENIC LANDSCAPING
FOR 95 TOWER MOUNTAIN DR.

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 12/20/18 FOR BLOCK 25 LOT 3, ALSO KNOWN AS 95 TOWER MOUNTAIN DR.; AND

WHEREAS, THE PROJECT AT 95 TOWER MOUNTAIN DR. HAS BEEN COMPLETED AND A CO HAS BEEN ISSUED. IT HAS BEEN REQUESTED BY THE CONTRACTOR THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$373.25.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$373.25.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the CFO is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 25 Lot 3	Scenic Landscaping 7 Argyle St. Haskell, NJ 07420	\$373.25

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on February 13, 2023.

RESOLUTION #23-50
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7000-0036
FOR ESTATE OF BERTHA RUSCHMANN
FOR 260 MINE BROOK RD.

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 1/8/18 FOR BLOCK 96 LOT 2, ALSO KNOWN AS 260 MINE BROOK RD.; AND

WHEREAS, THE PROJECT AT 260 MINE BROOK RD. HAS BEEN COMPLETED AND A CO HAS BEEN ISSUED. IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$49.50.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$49.50.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the CFO is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 96, Lot 2	Estate of Bertha Ruschmann 260 Mine Brook Rd. Bernardsville, NJ 07924	\$49.50

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on February 13,2023.

RESOLUTION #23-51
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7016-0100
FOR MICHAEL LEANZA
FOR 30 SHADOWBROOK CT.

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 7/9/20 FOR BLOCK 61 LOT 2.03, ALSO KNOWN AS 30 SHADOWBROOK CT.; AND

WHEREAS, THE PROJECT AT 30 SHADOWBROOK CT. HAS BEEN COMPLETED AND A CO HAS BEEN ISSUED. IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$225.00

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$225.00.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the CFO is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 61, Lot 2.03	Michael Leanza 30 Shadowbrook Ct. Bernardsville, NJ 07924	\$225.00

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on February 13,2023.

RESOLUTION #23-52
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7022-0100
FOR MAGDALA GONZALES
FOR 41 DOUGLASS AVE..

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 9/2/20 FOR BLOCK 28 LOT 52, ALSO KNOWN AS 41 DOUGLASS AVE.; AND

WHEREAS, THE PROJECT AT 41 DOUGLASS AVE. HAS BEEN COMPLETED AND A CO HAS BEEN ISSUED. IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$398.00

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$398.00.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the CFO is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 28, Lot 52	Magdala Gonzales 41 Douglass Ave.. Bernardsville, NJ 07924	\$398.00

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on February 13, 2023.

RESOLUTION #23-53
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7030-0100
FOR AMY & JOSH SHAVER
FOR 20 SOUTHFIELD DR.

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 4/9/21 FOR BLOCK 28 LOT 49.06, ALSO KNOWN AS 20 SOUTHFIELD DR.; AND

WHEREAS, THE PROJECT AT 20 SOUTHFIELD DR.. HAS BEEN COMPLETED IN ENGINEERING. IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$428.75.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$428.75.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the CFO is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 28 Lot 49.06	Amy & Josh Shaver 20 Southfield Dr. Bernardsville, NJ 07924	\$428.75

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on February 13,2023.

**BOROUGH OF BERNARDSVILLE
RESOLUTION #23-54**

**PROMOTING SERGEANT JEFF MELITSKI TO LIEUTENANT,
SERGEANT MICHAEL PARADISO TO LIEUTENANT,
AND PATROLMAN STEVEN SEIPLE TO SERGEANT**

WHEREAS, as the result of a retirement, there are vacancies in the rank of Sergeant and Lieutenant in the Bernardsville Police Department; and

WHEREAS, after going through the promotion process, Chief of Police John Remian has recommended that Sergeant Jeff Melitski be promoted to Lieutenant; Sergeant Michael Paradiso be promoted to Lieutenant; Patrolman Steven Seiple be promoted to Sergeant.

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

1. Sergeant Jeff Melitski is hereby promoted to Lieutenant in the Bernardsville Police Department, at an annual base salary of \$152,197 plus any applicable stipends to be determined according to the current collective bargaining agreement, which shall be prorated for the balance of 2023.
2. Sergeant Michael Paradiso is hereby promoted to Lieutenant in the Bernardsville Police Department, at an annual base salary of \$152,197 plus any applicable stipends to be determined according to the current collective bargaining agreement, which shall be prorated for the balance of 2023.
3. Patrolman Steven Seiple is hereby promoted to Sergeant in the Bernardsville Police Department, at an annual base salary of \$136,197 plus any applicable stipends to be determined according to the current collective bargaining agreement, which shall be prorated for the balance of 2023.

FURTHER RESOLVED, that these promotions will be effective February 14, 2023.

I, **Anthony Suriano**, Borough Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Governing Body at a duly convened meeting held February 13, 2023.

Anthony Suriano, Borough Clerk

RESOLUTION #23-55
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7031-0100
FOR MIKE & LINDSAY FEELEY
FOR 46 LIBERTY RD.

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 4/9/21 FOR BLOCK 116 LOT 47, ALSO KNOWN AS 46 LIBERTY RD.; AND

WHEREAS, THE PROJECT AT 46 LIBERTY RD. HAS BEEN COMPLETED AND A CO HAS BEEN ISSUED. IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$455.00.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$455.00.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the CFO is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 116 Lot 47	Mike & Lindsay Feeley 46 Liberty Rd. Bernardsville, NJ 07924	\$455.00

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on February 13,2023.

RESOLUTION #23-56
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT
04-280-7035-0100
FOR LOUIS LAROSA
FOR 10 CHARLOTTE HILL DR.

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 7/1/21 FOR BLOCK 95 LOT 4.04, ALSO KNOWN AS 10 CHARLOTTE HILL DR.; AND

WHEREAS, THE PROJECT AT 10 CHARLOTTE HILL DR. HAS BEEN COMPLETED. IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$645.00.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$645.00.

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, NJ that the CFO is hereby authorized to refund the following Stormwater escrow account balance:

BLOCK, LOT	RECIPIENT	REFUND AMOUNT
Block 95 Lot 4.04	Louis LaRosa 10 Charlotte Hill Dr. Bernardsville, NJ 07924	\$645.00

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be true and exact copy of a resolution adopted by the Borough Council at a duly convened Meeting held on February 13,2023.

RESOLUTION #23-57

**AWARDING A CONTRACT FOR DRAINAGE IMPROVEMENTS TO
AND ROADWAY RECONSTRUCTION OF BERNARDS AVENUE NEIGHBORHOOD**

WHEREAS, bids were received, supported by the required documentation, for drainage improvements to and roadway reconstruction of Bernards Avenue Neighborhood; and

WHEREAS, the Capital Projects Manager, in a memo dated February 6, 2023, recommends an award, and that recommendation is supported by the Borough Administrator; and

WHEREAS, a certification of availability of adequate funds is hereby filed by the Chief Financial Officer, in accordance with the requirements of N.J.A.C. 5:30-14.5.

NOW, THEREFORE, BE IT RESOLVED to award a contract for drainage improvements to and roadway reconstruction of Bernards Avenue Neighborhood to Crossroads Paving, 386 South Street #169, Newark, NJ 07105 in the amount of \$509,440.00.

RESOLVED FURTHER that the Mayor and Clerk are hereby authorized to sign a contract for these services which has been approved in form by the Borough Attorney.

I, Leslie Roberson, CMFO, hereby certify that funds for these services are available in Ordinance #2022-1932 in Acct #33-215-2929-1002.

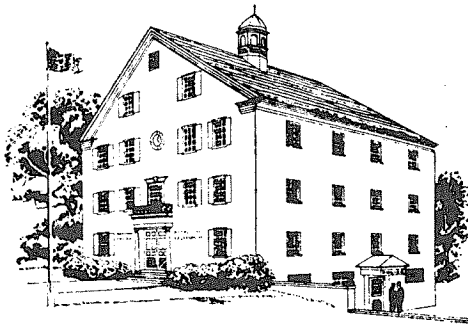
I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held February 13, 2023.

RESOLUTION #23-58

**AUTHORIZING RELEASE OF BONDS FOR
STREET OPENING PERMITS**

BE IT RESOLVED by the Borough Council, pursuant to a recommendation from the Public Works Manager in a letter dated February 1, 2023, to authorize the release of \$350.00 or \$1,500.00 Street Opening permit bonds as indicated in the referenced letter, copy attached hereto.

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 February 13, 2023.



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

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

February 1, 2023

Memo to: Mayor and Council

From: John M. Macdowall, Public Works Manager

Subject: Release of Street Opening Permit Bonds

Leslie Roberson has asked me to review the Street Opening Permit bonds on file to see which bonds may be returned to their rightful owners. These bonds are returned twelve (12) months after the road work is completed and an inspection is made to verify the road repair is satisfactory.

I have inspected the following road repairs and have found them to be satisfactory:

<u>Permit #</u>	<u>Name of Permit Holder</u>	<u>Work Address</u>	<u>Bond Amount</u>
3125	Seascape Communications Group	26 Stone Fence Rd	\$ 350.00
3133	Carol Mara	22 Washington Ave.	\$ 350.00
3145	Roux Environmental Engineering	2 & 21A Fox Hollow Trail	\$ 350.00
3163	GM Plumbing Heating Cooling	24 Dayton Crescent	\$ 350.00
3165	Lourdes E. Paguay	14 West Street	\$ 350.00
3195	West Essex Construction, Inc.	360 Mt. Harmony Rd.	\$ 350.00
3206	Scandic Builders, Inc.	110 Chapin Road	\$1,500.00
3212	Maria and Joseph Remimbass	360 Mt. Harmony Rd.	\$1,500.00
3237	Peter J. Lopez	59 Liberty Road	\$1,500.00
3244	Jack J. Licata	24 Washington Avenue	\$ 350.00
3269	Robert Blank & Carolyn Wolfe	102 Old Army Road	\$1,500.00
3271	R. Maddaluna Landscape	13 Ambar Place	\$1,500.00

It is therefore my recommendation that the Governing Body authorize the release of the referenced at their next meeting. Addresses of the individuals or firms that paid for the original permit bonds are attached.

John M. Macdowall
Public Works Manager

cc: Leslie Roberson
Tom Czerniecki

RESOLUTION #23-59

APPOINTING A PART-TIME SCHOOL CROSSING GUARD

BE IT RESOLVED by the Borough Council and based upon a recommendation from Sgt. Tim Richard, to authorize the conditional appointment of Debra Nardone as a part-time School Crossing Guard at a rate of \$22.47 per hour; and

RESOLVED further that this appointment is subject to successful medical screening, and all rules and regulations and terms and conditions set forth in the Borough of Bernardsville Personnel Policies and Procedures and/or Employee Handbook of the Borough of Bernardsville.

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 February 13, 2023.

RESOLUTION #23-60
RESOLUTION TO CANCEL CERTAIN UNEXPENDED BALANCES OF
CAPITAL ORDINANCES IN THE GENERAL CAPITAL FUND

WHEREAS, after reviewing the unexpended balances in the General Capital Fund; and

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

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

ORDINANCE #	TITLE	AMOUNT	CANCELLED TO:
19-1797	Affordable Housing Land Acquisition	\$778,379.92	Capital Fund Balance

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 February 13, 2023.

BOROUGH OF BERNARDSVILLE, NJ

RESOLUTION #23-61
AUTHORIZING REFUND OF OVERPAYMENT OF 2022 TAXES FOR
TAX COURT OF NJ APPEAL
52 CHAPIN ROAD

WHEREAS, the Tax Court of NJ has issued an appeal judgment dated January 23, 2023 on Block 3, Lot 12, also known as 52 Chapin Road which has reduced the 2022 Assessed Value from 2,747,000 to 2,300,000 and;

WHEREAS, the Tax Collector has calculated the new tax figures for the 2022 tax year based on the adjusted assessed value and the 2022 tax rate of 2.058% to be \$47,288.00, a difference of \$9,190.32 and;

WHEREAS, all 2022 taxes, as originally billed prior to the appeal judgment, have been paid in full, causing an overpayment in the amount of \$9,190.32 and;

WHEREAS, per the stipulation of settlement, interest will be waived if refund is paid within 60 days from date of judgment;

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

BLOCK, LOT & QUALIFIER	RECIPIENT	REFUND AMOUNT
Block 3, Lot 12	DEBRA SCHULMAN, TRUSTEE c/o Skoloff & Wolfe, P.C. 293 Eisenhower Parkway Livingston, NJ 07039	\$9,190.32

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 February 13, 2023.

redemption.res

RESOLUTION #23-62

APPOINTING DAN BUTTEL CAPTAIN OF POLICE

WHEREAS, the Police Department organizational chart set forth in Section 2-24.1 of the Borough Code provides that there shall be one (1) Captain of Police; and

WHEREAS, that position is currently vacant; and

WHEREAS, after going through the promotion process, Chief of Police John Remian has recommended that Sergeant Dan Buttel be promoted to the rank of Captain in accordance with the promotional examination process set forth in § 11.3 of the Police Department Promotional Policies; and

WHEREAS, the Public Safety Committee concurs with the Chief's recommendation;

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

1. Sergeant Dan Buttel is hereby promoted to the rank of Captain of Police effective February 14, 2023; and
2. Pursuant to Ordinance #2022-1920, Captain Buttel's salary is \$164,492, prorated for the balance of the year. Said salary will be adjusted for 2023 pursuant to the 2023 non-contractual salary ordinance; and
3. Captain Buttel will receive the same benefits as noted in the current PBA contract.

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 February 13, 2023.

**RESOLUTION #23-63
DESIGNATING FIELD TREATMENTS IN 2023**

BE IT RESOLVED that treatments on fields for 2023 will be as follows:

Synthetic Treatments:

Inside fenced baseball playing area @ Rose Bowl, Claremont, Kiwanis (2) and Borough Hall plus Preventive Grub Treatment.

Organic Treatments:

Polo Grounds and Evankow Soccer Fields– Organic Treatments plus Preventative Grub Treatment

All other areas: Library, Pool and Basketball Court, Playgrounds, Common areas of Kiwanis are Organic Treatment Only (no Preventive Grub Treatment)

BE IT FURTHER RESOLVED that

1. Notifications will be made to participant organizations advising them of scheduled treatments along with the products to be used with each treatment
2. Target dates for lawn treatments and products used for each treatment shall be posted on the Borough webpage and
3. Field users cannot self-administer and apply products.

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Governing Body at a duly convened meeting held February 13, 2023.

RESOLUTION #23-64

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 February 13, 2023.

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Program Fees

Convience Fee	Fees	
	Resident	Non- Resident
Credit Card Convience Fee	3%	3%
Summer Camps		
6 Week Summer Camp 9:00am- 12:00pm	\$550.00	\$625.00
6 Week Summer Camp 9:00am- 3:00pm	\$1,050.00	\$1,200.00
1 Week of Summer Camp 9:00am-3:00pm	\$225.00	\$250.00
1 Week of Summer Camp 9:00am-12:00pm	\$150.00	\$175.00
Swim Lessons for Non Pool Members in summer camp	\$150.00	\$150.00
Add on Hour of Summer Camp for 6 week camp 8:00am-9:00am or 3:00pm-4:00pm	\$135.00	\$150.00
Encore Camp/Camp Repeat Full Day	\$225.00	\$250.00
Encore Camp/Camp Repeat Discount for 6 week attendees	\$200.00	\$225.00
Encore Camp/Camp Repeat Half Day	\$150.00	\$175.00
Encore Camp/Camp Repeat Half Day Discount for 6 week attendees	\$125.00	\$150.00
Lunch Hour	\$75.00	\$100.00

Program Fees

Convience Fee	Fees	
	Resident	Non- Resident
Credit Card Convience Fee	3%	3%
Pool		
Pool: Family Membership Before 4/30	\$475.00	\$675.00
Pool: Family Membership After 5/1	\$560.00	\$775.00
Pool: Babysitter Before 4/30	\$200.00	\$200.00
Pool: Babysitter After 5/1	\$240.00	\$240.00
Pool: Single Membership Before 4/30	\$265.00	\$420.00
Pool: Single Membership After 5/1	\$345.00	\$550.00
Pool: Senior Membership	Free	\$150.00
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 (Rentals)	225.00/hr	225.00/hr
Swim Lessons	\$100.00	\$100.00
Camp Member Swim Lessons (Non- Pool Member)	\$150.00	\$150.00
Private Swim Lessons: Half Hour Sessions	\$50.00	\$50.00
Private Swim Lessons: Four Half Hour Sessions	\$180.00	\$180.00
Adult Swim Clinic	\$100.00	\$100.00
Adult Swim Clinic Non- Pool Member Additional Fee	\$50.00	\$50.00
Swim Team	\$125.00	\$125.00
Swim Team: Additional Children	\$100.00	\$100.00
Swim Team: 6th Child	Free	Free
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 #23-65

**SUPPORTING THE GREEN TEAM AND
APPOINTING MEMBERS TO THE 2023 GREEN TEAM**

BE IT RESOLVED, that the Borough Council of the Borough of Bernardsville supports the Green Team with the intent to pursue Sustainable Jersey certification;

BE IT FURTHER RESOLVED by the Borough Council of the Borough of Bernardsville to appoint the following members to the Green Team in 2023:

Rosalie Baker
Greg deGrandpre
Jeff Hammond
Michael Schatzki
Claire Taylor
Shannon Tobin
Karen Tyrell
Diane Vaglio
Rob Wilson

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 February 13, 2023.

RESOLUTION #23-66

**APPOINTING TOM SHADOOD
WASTEWATER TREATMENT PLANT OPERATOR**

WHEREAS, due to a retirement there is a vacancy at the position of Wastewater Treatment Plant Operator; and

WHEREAS, the Borough Administrator and Public Works Manager recommend the appointment of Tom Shadood, of Califon, NJ to fill said position beginning March 1, 2023, at a salary of \$108,000 per year, prorated for the remainder of 2023, and payable bi-weekly.

BE IT FURTHER RESOLVED, after a six month probationary period and pending a favorable review by the Public Works Manager and Administrator, an additional \$2,000 will be added to the annual salary for a total of \$110,000.

BE IT FURTHER RESOLVED that said employment is subject to the terms and conditions of the Personnel Policies and Procedures Manual of the Borough of Bernardsville.

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 February 13, 2023.

**BOROUGH OF BERNARDSVILLE
RESOLUTION #23-67**

**AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH TOPOLOGY TO
PERFORM PLANNING SERVICES IN CONNECTION WITH THE
REDEVELOPMENT OF LOT 13 IN BLOCK 125 (AUDI PROPERTY)**

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

WHEREAS, the Finance Officer has determined and certified in writing that the value of the contract will exceed \$17,500; and

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

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

WHEREAS, Chris Colley of the firm of Topology has been providing planning services in connection with the redevelopment of Lot 13, Block 125 (Audi property); and

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

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 Borough of Bernardsville does hereby authorize a professional services contract with Topology to provide professional planning services in connection with the redevelopment of Lot 13, Block 125 (Audi property).
2. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
3. The Borough Clerk in accordance with the provisions of *N.J.S.A. 40A:11-5(1)(a)(I)*, is directed to publish a notice once in the official newspaper stating the nature, duration, service and amount of this contract.
4. The Borough Clerk shall make copies of this resolution available for public inspection at the Borough Hall, 166 Mine Brook Road, Bernardsville, New jersey, during regular business hours.

5. This contract shall be charged to budget line item(s) _____. The certification of available funds by the Financial Officer shall be attached to the original of this resolution and shall be maintained in the files of the Borough Clerk.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held Monday, February 13, 2023.

Anthony Suriano, Clerk

I, Leslie Roberson, Chief Financial Officer of the Borough of Bernardsville, hereby certify that I have reviewed the Borough's budget for 2023 and find that funds are available under the account number _____. I hereby certify that the foregoing statements made by me are true. I am also aware that if any of the foregoing statements made by me are false, I am subject to punishment.

Leslie Roberson

DATED: February ____, 2023

**BOROUGH OF BERNARDSVILLE
RESOLUTION #23-68**

**AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH CLEARY,
GIACOBBE ALFIERI, JACOBS LLC TO PERFORM LEGAL SERVICES IN
CONNECTION WITH THE REDEVELOPMENT OF LOT 13 IN BLOCK 125 (AUDI
PROPERTY) AND LOTS 1 AND 3 IN BLOCK 125 (PALMER PROPERTY)**

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

WHEREAS, the Finance Officer has determined and certified in writing that the value of the contract will exceed \$17,500; and

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

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

WHEREAS, Joseph DeMarco of the firm of Cleary, Giacobbe, Alfieri, Jacobs LLC has been providing legal services in connection with the redevelopment of Lot 13, Block 125 (Audi property) and Lots 1 and in Block 125 (Palmer property); and

WHEREAS, Cleary, Giacobbe, Alfieri, Jacobs LLC has completed and submitted a Business Entity Disclosure Certification which certifies that the business entity has not made any reportable contributions to a political or candidate committee in the Borough of Bernardsville in the previous one year, and that the contract will prohibit the contractor named herein from making any reportable contributions through the term of the contract, as well as a Borough pay-to-play certification.

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 Borough of Bernardsville does hereby authorize a professional services contract with Cleary, Giacobbe, Alfieri, Jacobs LLC to provide professional legal services in connection with the redevelopment of the two properties described in the preamble.
2. These services are to be provided by Joseph DeMarco of that firm.
3. The Business Disclosure Entity Certification and the Determination of Value shall be placed on file with this resolution.
4. The Borough Clerk in accordance with the provisions of *N.J.S.A. 40A:11-5(1)(a)(I)*, is directed to publish a notice once in the official newspaper stating the nature, duration, service and amount of these contracts.

5. The Borough Clerk shall make copies of this resolution available for public inspection at the Borough Hall, 166 Mine Brook Road, Bernardsville, New jersey, during regular business hours.
6. This contract shall be charged to budget line item(s) _____. The certification of available funds by the Financial Officer shall be attached to the original of this resolution and shall be maintained in the files of the Borough Clerk.

I, Anthony Suriano, Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held Monday, February 13, 2023.

Anthony Suriano, Clerk

I, Leslie Roberson, Chief Financial Officer of the Borough of Bernardsville, hereby certify that I have reviewed the Borough's budget for 2023 and find that funds are available under the account number _____. I hereby certify that the foregoing statements made by me are true. I am also aware that if any of the foregoing statements made by me are false, I am subject to punishment.

Leslie Roberson

DATED: February _____, 2023

**BOROUGH OF BERNARDSVILLE
RESOLUTION #23-69**

**AUTHORIZING JOHN SZABO OF BURGIS ASSOCIATES, INC. TO PERFORM
PROFESSIONAL PLANNING SERVICES IN CONNECTION WITH THE
REDEVELOPMENT OF LOTS 1 AND 3 IN BLOCK 125 (PALMER PROPERTY)**

WHEREAS, the governing body adopted Resolution 23-5 at its reorganization meeting authorizing a professional services contract with Burgis Associates to provide professional planning services in an amount not to exceed \$5,000; and

WHEREAS, John Szabo of the firm of Burgis Associates has been providing professional planning services in connection with the redevelopment of Lots 1 and 3 in Block 125 (the Palmer property); and

WHEREAS, the governing body wishes to have John Szabo continue working on that redevelopment project; and

WHEREAS, John Szabo is the professional planner for both the Planning Board and the Zoning Board of Adjustment;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Borough of Bernardsville, in the County of Somerset, State of New Jersey, that it hereby authorizes John Szabo of the firm of Burgis Associates to provide professional planning services in connection with the redevelopment of the Palmer property at an amount not to exceed \$5,000 (in addition to the \$5,000 previously authorized).

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, February 13, 2023.

Anthony Suriano, Clerk

DATED: