

**BOROUGH OF BERNARDSVILLE**  
Mayor & Borough Council Meeting Agenda  
February 27, 2023 – 6:30 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, supplemented on February 21, 2023 to change the start time to 6:30pm, supplemented on February 27, 2023 to note the meeting will be held on Zoom only at 6:30pm

**3A. PLEDGE OF ALLEGIANCE**

**3B. MAYOR'S WELCOME**

Welcome to the February 27, 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. Oath of Office, Swearing-in of Newly Appointed Police Officers, Captain Dan Buttel, Lt. Jeff Melitski, Lt. Michael Paradiso, Sgt. Steven Seiple (moved to 3/13/23)

4B. Bernardsville Library – Budget Discussion

5. **APPROVAL OF MINUTES**

January 23, 2023 and February 13, 2023

Motion:

Second:

Voice Vote:

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

*Spoken comments will be limited to three minutes per speaker.*

7. **ORDINANCES (Public Hearing)**

*Spoken comments will be limited to three minutes per speaker.*

Mayor to open public hearing on 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**

Mayor to close public hearing

I move to pass Ordinance #2023-1952 on final reading and adopt as published:

Second:  
Roll call vote:

Mayor to open public hearing on Ordinance #2023-1953, **AN ORDINANCE SETTING FEES FOR LEAD PAINT INSPECTIONS AND SUPPLEMENTING AND AMENDING CHAPTER 11 OF THE BOROUGH CODE ENTITLED “PROPERTY MAINTENANCE”**

Mayor to close public hearing

I move to pass Ordinance #2023-1953 on final reading and adopt as published:

Second:  
Roll call vote:

Mayor to open public hearing on Ordinance #2023-1954, **AN ORDINANCE CONCERNING OFF-DUTY EMPLOYMENT OF BOROUGH POLICE OFFICERS AND AMENDING CHAPTER 2 OF THE BOROUGH CODE ENTITLED “ADMINISTRATION”**

Mayor to close public hearing

I move to pass Ordinance #2023-1954 on final reading and adopt as published:

Second:  
Roll call vote:

Mayor to open public hearing on Ordinance #2023-1955, **AN ORDINANCE SETTING 2023 SALARIES AND HOURLY RATES FOR NON-CONTRACTUAL EMPLOYEES**

Mayor to close public hearing

I move to pass Ordinance #2023-1955 on final reading and adopt as published:

Second:  
Roll call vote:

Mayor to open public hearing on Ordinance #2023-1956, **AN ORDINANCE CONCERNING LOCAL ENFORCEMENT OF THE UNIFORM FIRE CODE AND AMENDING CHAPTER 15 OF THE BOROUGH CODE ENTITLED “FIRE PREVENTION”**

Mayor to close public hearing

I move to pass Ordinance #2023-1956 on final reading and adopt as published:

Second:

Roll call vote:

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

I move that Ordinance #2023-1957, **SUPPLEMENTING AND AMENDING ARTICLE 12 OF THE BOROUGH LAND DEVELOPMENT REGULATIONS ENTITLED “ZONING” TO AMEND THE DOWNTOWN ZONE ESTABLISHING A MAXIMUM RESIDENTIAL DENSITY LIMITATION**, 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 March 13, 2023.

Second:

Voice Vote:

#### **8. RESOLUTIONS**

**#23-70 AUTHORIZING PAYMENT OF BILLS**

**#23-71 RESOLUTION IN SUPPORT OF LIQUOR LICENSE REFORM IN THE STATE OF NEW JERSEY**

**#23-72 AUTHORIZING A TRANSFER OF APPROPRIATION RESERVES**

**#23-73 APPROVING EMERGENCY TEMPORARY APPROPRIATIONS**

**#23-74 AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$3,425,000 BOND ANTICIPATION NOTES OF THE BOROUGH OF BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY**

- #23-75      ADOPTING GENERAL PICKLEBALL RULES**
- #23-76      APPOINTING CHRIS DIACIK AS CONSTRUCTION OFFICIAL  
AND ROBERT ROSENDALE AS BUILDING SUBCODE  
OFFICIAL**
- #23-77      AUTHORIZING REFUND OF STORMWATER ESCROW  
ACCOUNT 04-280-7012-0100 FOR JON DECRISTOFARO  
FOR 85-3 MOUNTAIN TOP RD**

I move that resolutions #23-70 to #23-77 be adopted:

Second:

Roll call vote:

**9.    REPORTS**

9A.    Mayor's Update

9B.    Administrator's Report

- ACCEPTING DEPARTMENT MONTHLY REPORTS

- Animal Control (January)
- Capital/Engineering Project Management (February)
- Facilities/Public Works (January)
- Police (December & January)
- Zoning Applications (January)
- Zoning Enforcement/Violations (January)
- Rental Inspections (January)

Motion:

Second:

Voice Vote:

9C.    Municipal Attorney

9D.    Council Public Safety Committee

9E.    Council Finance Committee

9F.    Council Organization Development and Personnel Committee

9G. Council Engineering, Technology & Public Works Committee

9H. Land Use Committee

9I. Other committee/commission reports

9I1. Council Liaison Reports

**10. ITEMS OF BUSINESS**

10A. Mayor's Economic Revitalization Committee

*Bonnie Sellers, Sam Maddaluna, Jeff Horowitz, Paul Sedlak, Donna Majoris, Robert Frawley*

10B. Correspondence

10B (1). Raritan Headwaters 33rd Annual Stream Cleanup Event

10C. Unfinished Business

10C (1). Sample Food Truck Ordinances from other Towns

10D. New Business

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

See instructions in #6 first open session

**12. CLOSED SESSION**

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

Attorney/Client Privilege, Contract Negotiations, and Personnel Matters

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

Seconded:

Vote:

13. **REOPEN AND ADJOURNMENT**

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
<b>GENERAL, EXECUTIVE, AND ADMINISTRATIVE</b>		
<b>Full Time, Plus Benefits</b>		
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
<b>Part Time, No Benefits</b>		
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	
<b>POLICE DEPARTMENT</b>		
<b>Full Time, Plus Benefits</b>		
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	
<b>Part Time, No Benefits</b>		
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	
<b>PUBLIC WORKS DEPARTMENT</b>		
<b>Full Time, Plus Benefits</b>		
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	
<b>Part Time &amp; Seasonal/Hourly, No Benefits</b>		

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	
<b>Swimming Pool Employees:</b>		
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:	<div>Mary Jane Canose, Mayor</div>
Adoption:	
Second Publication:	<div>Anthony Suriano, Clerk</div>

Salary ord 2023

**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

DRAFT FOR REVIEW ONLY

BERNARDSVILLE BOROUGH ORDINANCE #2023-1957

SUPPLEMENTING AND AMENDING ARTICLE 12 OF THE BOROUGH LAND DEVELOPMENT REGULATIONS ENTITLED “ZONING” TO AMEND THE DOWNTOWN ZONE ESTABLISHING A MAXIMUM RESIDENTIAL DENSITY LIMITATION

**WHEREAS**, the Borough of Bernardsville adopted Ordinance Number 2020-1852 creating a new Downtown District with four (4) subdistricts within the Borough’s Land Development Ordinance; and

**WHEREAS**, present regulations governing the Downtown District do not provide for a limitation on residential development permitted within the district; and

**WHEREAS**, the Borough of Bernardsville desires to establish a maximum residential density standard applicable to each subdistrict within the Downtown to limit residential development within both multifamily and mixed-use commercial developments with a residential component;

**NOW THEREFORE, BE IT ORDAINED** by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey that the Borough Land Use Ordinance Article 12 entitled “Zoning” is hereby supplemented and amended as follows:

**Section 1.** Article 12, §12-3 General Provisions, is hereby amended to add item e. Maximum Permitted Density as follows:

e. Maximum Permitted Residential Density. For any proposed multifamily residential or mixed-use commercial development that incorporates a residential component within any subdistrict of the Downtown District, the proposed residential density shall not exceed thirty-five (35) dwelling units per acre.

**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 SOMERSET

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Anthony Suriano, Borough Clerk

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Mary Jane Canose, Mayor

Introduction: 1st Publication:

Public Hearing and Adoption:

2nd Publication:

## RESOLUTION 23-70

### AUTHORIZING PAYMENT OF BILLS

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

01 State & Federal Grants	\$	1,635.60
04 Escrow	\$	8,031.50
06 Outside Employment	\$	-
10 Current Fund	\$	4,604,311.01
19 Other Trusts	\$	282.60
20 Payroll	\$	-
33 Capital Fund	\$	26,540.99
40 Sewer Utility Fund	\$	42,491.50
55 Sewer Capital	\$	2,902.50
70 COAH Trust	\$	16,705.14
71 Fire Prevention Trust	\$	-
72 Open Space Trust	\$	-
73 Police Law Enforcement	\$	-
85 Recreation Trust	\$	29,086.97
 TOTAL	 \$	 4,731,987.81

Council Approval at regular meeting:

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I, Anthony J. Suriano, Borough Clerk of the Borough of Bernardsville, hereby certify the forgoing to be a true and exact copy of a resolution adopted by the Borough Council at a duly convened meeting held on February 27, 2023

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Anthony Suriano  
Borough Clerk

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
2380	7095 - TSS FACILITY SERVICES, INC	PO 111430 Downtown + Borough Wide Street Sweeping		1,335.60	
	01-G22-0110-0361	CLEAN COMMUNITIES (2022) CHAPTER 159	1,335.60		1,335.60
2381	7039 - WHRMA	PO 112982 COLLABORATIVE VIRTUAL EVENT - FILM BY IN		300.00	
	01-G21-0110-0367	2021 MUNICIPAL ALLIANCE (2021/2022)	300.00		300.00
TOTAL					1,635.60
Total to be paid from Fund 01 STATE & FEDERAL GRANTS		1,635.60	=====		
		1,635.60			

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

**Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023**

Check#	Vendor	Description	Account	PO Payment	Check Total
2723	7063 - BOSWELL ENGINEERING, INC	PO 113023 Water Systems Engineer re Fenwick Tank E		2,604.00	
	04-280-4045-0103	DISBURSEMENTS - PAUL SAVAS	2,604.00		2,604.00
2724	6386 - BURGIS ASSOCIATES, INC	PO 113026 BOA Planner contract & application servi		1,950.00	
	04-280-4028-0103	DISBURSEMENTS - BOA#21-07 - SCOTT - B6, LOT 1	937.50		
	04-280-4031-0103	DISBURSEMENTS - BOA#21-10 - LEE - B17, LOT 3	262.50		
	04-280-4044-0103	DISBURSEMENTS - SIMON ASSAAD	375.00		
	04-280-4042-0103	DISBURSEMENTS - BOA #22-05 CAROLAN	225.00		
	04-280-4043-0103	DISBURSEMENTS - GELB-O'CONNOR	150.00		1,950.00
2725	6730 - CLEARY GIACOBBE ALFIERI JACOBS LLC	PO 113011 LEGAL SERVICES - QUIMBY LANE/ADVANCE REA		292.50	
	04-280-3001-0103	DISBURSEMENTS - ADVANCE REALTY - QUIMBY LANE	292.50		292.50
2726	1307 - FERRIERO ENGINEERING, INC	PO 113025 BOA Engineer contract & application serv		1,505.00	
	04-280-4028-0103	DISBURSEMENTS - BOA#21-07 - SCOTT - B6, LOT 1	595.00		
	04-280-4031-0103	DISBURSEMENTS - BOA#21-10 - LEE - B17, LOT 3	910.00		
		PO 113043 12/8/22 Review Plans and prep letter. P		280.00	
	04-280-7049-0103	DISBURSEMENTS - LEVCO POOLS FOR WOJIE	280.00		1,785.00
2727	7233 - JONATHAN & KIMBERLY DECRISTOFARO	PO 113056 REFUND - STORMWATER ESCROW		400.00	
	04-280-7012-0103	DISBURSEMENTS - DECRISTOFARO - STORMWATE	400.00		400.00
2728	5805 - LOUIS P. RAGO, ESQ	PO 113024 BOA Attorney contract & application serv		1,000.00	
	04-280-4028-0103	DISBURSEMENTS - BOA#21-07 - SCOTT - B6, LOT 1	500.00		
	04-280-4031-0103	DISBURSEMENTS - BOA#21-10 - LEE - B17, LOT 3	300.00		
	04-280-4042-0103	DISBURSEMENTS - BOA #22-05 CAROLAN	200.00		1,000.00
TOTAL					8,031.50
Total to be paid from Fund 04 ESCROW		8,031.50	=====		
		8,031.50			

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
64725	6311 - ACTION DATA SERVICES	PO 112988 PAYROLL INVOICE PERIOD END DATE 1/28/23*		224.16	
	10-C00-0110-0205 FINANCE - GENERAL EXPENSE		224.16		224.16
64726	5317 - ADVANCED GRAPHIX, INC	PO 112827 Vehicle Graphics		835.98	
	10-C00-0200-0250 PURCHASE OF POLICE CARS		537.50		
	10-C00-0246-0206 VEHICLE MAINT. - POLICE		298.48		835.98
64727	179 - AIRGAS USA,LLC	PO 113015 Cyl.rental		59.40	
	10-C00-0220-0205 STREETS & ROADS - GEN. EXPENSE		59.40		59.40
64728	7390 - AMAZON CAPITAL SERVICES	PO 113027 OFFICE SUPPLIES		24.67	
	10-C00-0100-0201 ADMIN. & EXEC. - OFFICE SUPPLIES		24.67		
		PO 113031 Logitech Wireless Mouse M525 - Red/Black		23.30	
	10-C00-0140-0201 ENGINEERING - OFFICE SUPPLIES		23.30		47.97
64729	6063 - AMERICAN WEAR, INC	PO 111303 ROAD DEPT UNIFORM CLEANING JUNE-DEC 202		210.24	
	10-A00-0220-0206 (2022) STREETS & ROADS - UNIFORMS		210.24		
		PO 113007 ROAD DEPT UNIFORM CLEANING JAN-JUNE 2023		258.84	
	10-C00-0220-0206 STREETS & ROADS - UNIFORMS		258.84		
		PO 113008 202 Cleaning Walkoff Rugs/Uniforms BUILD		111.90	
	10-C00-0145-0255 BUILD. & GROUNDS - CLOTHING		59.40		
	10-C00-0145-0225 BUILD. & GROUNDS - CLEANING SERVICES		52.50		580.98
64730	4547 - ATLANTIC SALT, INC	PO 112561 Bulk Rock Salt - 220 Tons; Somerset Cou		6,077.31	
	10-A00-0220-0215 (2022) STREETS & ROADS - SNOW REMOVAL		6,077.31		6,077.31
64731	4214 - ATLANTIC TACTICAL OF NJ	PO 111220 Ammo For Training		1,578.96	
	10-A00-0195-0215 (2022) POLICE - FIREARMS & AMMUNITION		1,578.96		
		PO 111863 SLEO II & SLEO III Uniforms		72.75	
	10-A00-0195-0226 (2022) POLICE - SPECIAL OFFICER EQUIPMENS		72.75		
		PO 111865 Class C Demo Uniforms for Detectives		79.20	
	10-204-5500-0 ACCOUNTS PAYABLE		79.20		
		PO 112344 Uniforms for Detectives		400.97	
	10-A00-0195-0223 (2022) POLICE - DETECTIVE SUPPLIES		400.97		2,131.88
64732	239 - BERNARDS TOWNSHIP	PO 113022 1ST Quarter 2023 Health Services Contrac		24,532.01	
	10-C00-0250-0225 BOARD OF HEALTH - CONTRACT		24,532.01		24,532.01
64733	4239 - COMCAST	PO 112987 HD TV CONNECTION- POLICE DEPT-ACCT# 8499		20.82	
	10-C00-0305-0215 TELEPHONE - PHONE BILLS		20.82		20.82
64734	7185 - CROWN AWARDS INC	PO 112306 PLAQUE FOR CHIEF'S RETIREMENT		160.48	
	10-A00-0100-0205 (2022) ADMIN. & EXEC. - GENERAL EXPENSES		160.48		160.48
64735	7219 - CURCIO PLUMBING	PO 110810 Misc. Plumbing Repairs at Borough Facili		196.00	
	10-A00-0145-0216 (2022) BUILD. & GROUNDS - BUILD. MNT.		196.00		
		PO 112995 Misc. Plumbing Repairs at Borough Facili		684.00	
	10-C00-0145-0216 BUILD. & GROUNDS - BUILD. MNT.		684.00		880.00
64736	6305 - D&J TRUCK AND RV REPAIR, LLC	PO 112975 #106 Insp.		102.50	
	10-C00-0246-0207 VEHICLE MAINT.-STREETS & ROADS		102.50		102.50
64737	3078 - DELL MARKETING LP	PO 112412 Desktop monitor with USB-C docking for C		530.39	
	10-A00-0195-0205 (2022) POLICE - GENERAL EQUIPMENT		530.39		

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
		PO 112998 Adobe Acrobat for Borough Clerk A. Suria		355.21	
10-C00-0102-0205	MUNICIPAL CLERK - GENERAL EXPENSE		355.21	355.21	885.60
64738	83 - FOLEY, INCORPORATED	PO 112986 Rubber seal for window		176.94	
10-C00-0220-0205	STREETS & ROADS - GEN. EXPENSE		176.94	176.94	176.94
64739	5227 - FORGIONE LANDSCAPE, LLC	PO 112941 Timber Wall at Police Shooting Range		14,275.00	
10-C00-0195-0204	POLICE - MISCELLANEOUS		14,275.00	14,275.00	14,275.00
64740	120 - FOSTER & COMPANY, INC.	PO 113017 Stock Clevis/pins		34.63	
10-C00-0220-0224	STREETS & ROADS - SUPPLIES		34.63	34.63	34.63
64741	7006 - INTERSTATE WASTE SERVICES OF NJ	PO 113029 Garbage Disposal - Extra Pickup at Libra		73.80	
10-C00-0145-0231	BUILD. & GROUNDS - LIBRARY TENANTS EXP.		73.80	73.80	73.80
64742	87 - JCP&L	PO 113001 JCP&L MASTER ACCOUNT 200000970000 *		119.93	
10-C00-0225-0202	STREET LIGHTING		119.93	119.93	119.93
64743	87 - JCP&L	PO 113009 JCP&L 1/13-2/29/23*		405.72	
10-C00-0310-0220	ELECTRICITY - BILLS		405.72	405.72	405.72
64744	87 - JCP&L	PO 113010 JCP&L*		570.68	
10-C00-0310-0220	ELECTRICITY - BILLS		570.68	570.68	570.68
64745	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	111.32	
		PO 112658 Portable Restroom Rental - Train Station		222.64	
10-C00-0145-0250	BUILD. & GROUNDS - TRAIN STATION		222.64	222.64	
		PO 112659 Portable Restroom Rental - Polo, Rose Bo		768.53	
10-C00-0145-0249	BUILD. & GROUNDS - PORTABLE TOILETS		768.53	768.53	1,102.49
64746	7097 - LEAH HOROWITZ	PO 112632 Mileage Reimbursement		327.60	
10-A00-0272-0203	(2022) RECREATION - GENERAL EXPENSES		327.60	327.60	327.60
64747	4349 - MAPLECREST FORD	PO 112347 OPEN P.O. FOR POLICE VEHICLE PARTS		48.06	
10-A00-0246-0206	(2022) VEHICLE MAINT. - POLICE		48.06	48.06	
		PO 112984 Lamp #109		68.48	
10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS		68.48	68.48	116.54
64748	5168 - MORRIS BRICK AND STONE CO.	PO 113030 Lintel+gravel mix		638.20	
10-C00-0220-0224	STREETS & ROADS - SUPPLIES		638.20	638.20	638.20
64749	6728 - NAPA OF CHESTER, INC	PO 112685 Parts blanket		142.84	
10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS		142.84	142.84	142.84
64750	31 - NEW JERSEY HILLS MEDIA GROUP	PO 112878 2023 BLANKET PO FOR BERNARDSVILLE NEWS L		134.13	
10-C00-0102-0207	MUNICIPAL CLERK - ADVERTISING		114.24	114.24	
10-C00-0150-0216	PLANNING BOARD - ADVERTISING		19.89	19.89	
		PO 112928 Planning Board Legal Ad, FEBRUARY 24, 20		55.08	
10-C00-0150-0216	PLANNING BOARD - ADVERTISING		28.05	28.05	
10-C00-0155-0210	BOARD OF ADJ. - ADVERTISING		27.03	27.03	189.21

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

## CURRENT FUND

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
64751	57 - NJ AMERICAN WATER CO.	PO 113013 NJ American Water 12/9-1/8/23*		10,338.01	
	10-C00-0145-0219	BUILD. & GROUNDS - WATER BILLS	737.31		
	10-C00-0180-0220	FIRE HYDRANT SERVICE	9,600.70		10,338.01
64752	1554 - NJRPA	PO 113032 NJRPA Full Conference-Rec Director		1,348.00	
	10-C00-0272-0204	RECREATION - EDUCATION	1,348.00		1,348.00
64753	7461 - NJW CONSULTING	PO 113028 PLANNING SERVICES - PALMER REDEVELOPMENT		2,325.00	
	10-C00-0100-0221	ADMIN. & EXEC. - DOWNTOWN REVITALIZATION	2,325.00		2,325.00
64754	6085 - ONE SOURCE OF NEW JERSEY, LLC	PO 112974 Shop items		179.79	
	10-C00-0220-0224	STREETS & ROADS - SUPPLIES	179.79		179.79
64755	6714 - PAYBYPHONE TECHNOLOGIES INC	PO 112738 2023 PARKING METER SERVICE FEES		150.00	
	10-279-5500-1001	RESERVE FOR RAILROAD STATION	21.75		
	10-C00-0145-0254	BUILD. & GROUNDS - PARKING LOTS	128.25		150.00
64756	4286 - PERSONAL PROTECTION CONSULTANTS, INC	PO 112934 Annual Authorization and Support Fee as		55.00	
	10-C00-0195-0203	POLICE - EDUCATION & TRAINING EXPENSES	55.00		55.00
64757	7429 - POLICE AND SHERIFFS PRESS, INC	PO 112627 PASP ID CARDS FOR POLICE OFFICERS		422.00	
	10-A00-0195-0205	(2022) POLICE - GENERAL EQUIPMENT	422.00		422.00
64758	5749 - POWER PLACE INC	PO 112973 Air filter case		16.29	
	10-C00-0220-0224	STREETS & ROADS - SUPPLIES	16.29		16.29
64759	1042 - READY REFRESH	PO 112715 2023 Bottled Water Borough Hall, DPW, Se		615.61	
	10-C00-0145-0218	BUILD. & GROUNDS - BOTTLED H2O	512.03		
	10-C00-0145-0234	BUILD. & GROUNDS - CONSTRUCTION OFFICE	77.51		
	10-C00-0145-0240	BUILD. & GROUNDS - REC. BUILDING MAINT.	26.07		615.61
64760	4955 - REEGS, INC	PO 113016 Senior van battery		142.95	
	10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	142.95		142.95
64761	6540 - SAFE KIDS WORLDWIDE	PO 112962 CPS Recert Richard Cert #786943		55.00	
	10-C00-0195-0203	POLICE - EDUCATION & TRAINING EXPENSES	55.00		55.00
64762	7312 - SAMUELS, INC	PO 112126 OPEN P.O. FOR POLICE VEHICLE PARTS		190.87	
	10-A00-0246-0206	(2022) VEHICLE MAINT. - POLICE	190.87		190.87
64763	7312 - SAMUELS, INC	PO 112686 Parts blanket		240.78	
	10-C00-0246-0207	VEHICLE MAINT.-STREETS & ROADS	240.78		240.78
64764	7460 - SOMERSET COUNTY BAR ASSOCIATION	PO 113014 MANDATORY NEW BOA MEMBER TRAINING for MA		75.00	
	10-C00-0155-0203	BOARD OF ADJ. - EDUCATION	75.00		75.00
64765	542 - SOMERSET COUNTY GOVERNING	PO 112955 SCGOA Meeting on February 8th, 2023 (Can		40.00	
	10-C00-0100-0215	ADMIN. & EXEC. - MAYOR'S EXP.	40.00		40.00
64766	5463 - SOMERSET COUNTY TRANSPORTATION	PO 112991 SENIOR VAN -JAN-JUNE 2023 BLANKET*		561.52	
	10-C00-0280-0207	SENIOR CITIZEN VAN - VEHICLE	561.52		561.52

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
64767	6064 - SOMERSET VALLEY URGENT CARE	PO 112747 Crossing Guard Physicals for New Hires		250.00	
	10-C00-0195-0229	POLICE - CROSSING GUARD MEDICAL EXP.	250.00		250.00
64768	6994 - SPATIAL DATA LOGIC LLC	PO 112895 WEBSITE MANAGEMENT - 1/1/22-12/31/22		970.00	
	10-C00-0112-0207	INFORMATION TECHNOLOGY - BOROUGH WEBSITE	970.00		970.00
64769	7236 - SPORTSWORLD, LLC	PO 112404 3rd/4th Team Jerseys		700.00	
	10-A00-0272-0208	(2022) RECREATION - SPORTS/BASKETBALL	700.00		700.00
64770	3391 - STATE TOXICOLOGY LABORATORY	PO 111589 2 RANDOM DRUG TESTS		135.00	
	10-A00-0195-0213	(2022) POLICE - MEDICAL EXPENSES	135.00		135.00
64771	3635 - TCTA MEMBERSHIP SERVICES	PO 113035 2023 MEMBERSHIP - LESLIE ROBERSON		100.00	
	10-C00-0120-0202	TAX COLLECTOR - DUES & SUBSCRIPTIONS	100.00		100.00
64772	6968 - THE CANNING GROUP LLC	PO 112544 ASSISTANCE WITH HIRING OF NEW ADMINISTRATION		5,000.00	
	10-A00-0100-0205	(2022) ADMIN. & EXEC. - GENERAL EXPENSES	5,000.00		5,000.00
64773	61 - VERIZON	PO 112997 TELEPHONE BILL 908-221-9611 - 2/7-3/6/23		559.48	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	559.48		559.48
64774	5173 - VERIZON BUSINESS SERVICES	PO 112999 TELEPHONE BILL 908-221-9611 - invoice 2/		50.22	
	10-C00-0305-0215	TELEPHONE - PHONE BILLS	50.22		50.22
64775	1264 - WELDON ASPHALT CO.	PO 113003 BITUMINOUS CONCRETE & STONE - JAN-JUNE 2		2,849.49	
	10-C00-0220-0218	STREETS & ROADS - ROAD REPAIR	2,849.49		2,849.49
TOTAL					82,082.68
Total to be paid from Fund 10 CURRENT FUND		82,082.68	=====		
		82,082.68			

### Checks Previously Disbursed

231006	PAYROLL ACCOUNT	CASH- CURRENT - 2/3/23	232,771.27	2/03/2023
231007	SOMERSET HILLS BOARD OF ED.	PO# 112733 SCHOOL TAX - 1ST HALF 2023	2,330,641.00	2/10/2023
231008	SPHERE COMMERCE	PARKING METER FEES	101.46	2/01/2023
231009	SOMERSET COUNTY, TREASURER	PO# 112736 1ST QUARTER COUNTY TAXES	1,785,100.44	2/15/2023
231010	SOMERSET COUNTY, TREASURER	PO# 112735 1ST QUARTER COUNTY OPEN SPACE TAX	173,614.16	2/15/2023
			-----	
			4,522,228.33	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 10 CURRENT FUND	4,522,228.33	82,082.68	4,604,311.01
BILLS LIST TOTALS	4,522,228.33	82,082.68	4,604,311.01

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
=====					

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
447	650 - NJ DEPT OF HEALTH & SENIOR SRVS.	PO 113034 January 2023 Monthly Dog Report		282.60	
	19-285-0500-3002	DUE TO STATE - ANIMAL CONTROL	282.60		282.60
TOTAL					282.60
Total to be paid from Fund 19 OTHER TRUSTS		282.60	=====		
		282.60			

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
6270	239 - BERNARDS TOWNSHIP	PO 112980 Traffic Control - Pickle Ball Court Driv		871.63	
	33-215-2923-1000 OS ORD 2021-1906 - PICKELBALL COURT		871.63		871.63
6271	4513 - FINISHING TOUCH	PO 112315 RESIDENT DOOR FOR CLERK/REGISTRAR		1,800.00	
	33-215-2800-1007 18-1760 - FACIL - B.H. DOORS - FUNDED		1,800.00		1,800.00
6272	124 - JAEGER LUMBER	PO 113036 Split Rail Fence Pickle Ball Court		544.96	
	33-215-2923-1000 OS ORD 2021-1906 - PICKELBALL COURT		544.96		544.96
6273	7277 - JAG PAVING CORP	PO 110985 Construction of Pickle Ball Courts on Se		2,940.00	
	33-215-2923-1000 OS ORD 2021-1906 - PICKELBALL COURT		2,940.00		2,940.00
6274	4116 - MICRO STRATEGIES, INC	PO 112304 Upgrade of NRX/Inform 7 Police Radio and		6,736.00	
	33-215-2921-1002 2021-1880 - POLICE RADIOS		6,736.00		6,736.00
6275	7250 - SUBURBAN CONSULTING ENGINEERS	PO 111730 Polo Grounds Utility Study/Preliminary P		975.00	
	33-215-2922-1000 O/S ORD 2021-1898 - O/S MASTER PLAN IMP.		975.00		
		PO 112871 Parking Concept Plan 275 Mine Brook Road		3,196.90	
	33-215-2927-1000 BOND ORD. 2022-1925 - OPEN SPACE MASTER PLAN		3,196.90		
		PO 113044 Additional Lighting @ Polo Grounds Res.		9,476.50	
	33-215-2922-1000 O/S ORD 2021-1898 - O/S MASTER PLAN IMP.		9,476.50		13,648.40
TOTAL					26,540.99
Total to be paid from Fund 33 CAPITAL FUND		26,540.99			
		-----			
		26,540.99			

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
10771	6063 - AMERICAN WEAR, INC	PO 113006 SEWER JAN-JUNE 2023 BLANKET		289.00	
	40-C00-0101-0206 SEWER - UNIFORMS		289.00		289.00
10772	1619 - GARDEN STATE LABORATORIES INC	PO 112724 1st Qtr. 2023 Labratory Analysis		1,030.00	
	40-C00-0101-0215 SEWER - TESTING		1,030.00		1,030.00
10773	87 - JCP&L	PO 113002 JCP& L 12/20/22-1/21/23*		2,189.53	
	40-A00-0101-0227 (2022) SEWER - ELECTRICITY		2,189.53		2,189.53
10774	2780 - KEN KELEHER	PO 113005 BOOTS NEXT ELIGIBLE 8/27/23		144.99	
	40-C00-0101-0206 SEWER - UNIFORMS		144.99		144.99
10775	31 - NEW JERSEY HILLS MEDIA GROUP	PO 112841 Ad for WWTP Maintenance/Laborer		39.92	
	40-C00-0101-0205 SEWER - GENERAL EXPENSES		39.92		39.92
10776	57 - NJ AMERICAN WATER CO.	PO 113012 NJ AMERICAN WATER -		139.00	
	40-C00-0101-0229 SEWER - WATER BILLS		139.00		139.00
10777	4835 - ONE CALL CONCEPTS	PO 112992 Blanket PO for 2023 Markout services		62.92	
	40-C00-0101-0204 SEWER - MISCELLANEOUS		62.92		62.92
10778	4335 - PASSAIC VALLEY SEWERAGE COMISSION	PO 112727 1st. Qtr. 2023 Sludge Disposal		2,208.00	
	40-C00-0101-0226 SEWER - SLUDGE REMOVAL		2,208.00		2,208.00
10779	4993 - R. MADDALUNA LANDSCAPE CONTRACTORS,	PO 112996 Monthly Water Truck Rental 12/28/22-1/24		2,000.00	
	40-C00-0101-0207 SEWER - EQUIP. PARTS & SUPPLY		2,000.00		2,000.00
10780	1994 - RUSSELL REID	PO 112726 1st Qtr. 2023 Sludge Hauling		4,522.51	
	40-C00-0101-0226 SEWER - SLUDGE REMOVAL		4,522.51		4,522.51
10781	61 - VERIZON	PO 113000 TELEPHONE BILLS - FEB 2023 - 201 X52-128		339.88	
	40-C00-0101-0301 SEWER -TELEPHONE		339.88		339.88
TOTAL					12,965.75
Total to be paid from Fund 40 SEWER UTILITY FUND		12,965.75			
		=====			
		12,965.75			

## Checks Previously Disbursed

234005	CURRENT ACCOUNT	PQ# 112945 REIMBURSE 2/1-2/28/23 HB TO CURRE	7,472.73	2/06/2023
234006	PAYROLL ACCOUNT	PAYROLL - SEWER 2/3/23	22,053.02	2/03/2023
			-----	
			29,525.75	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 40 SEWER UTILITY FUND	29,525.75	12,965.75	42,491.50

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
	BILLS LIST TOTALS	29,525.75	12,965.75	42,491.50	=====

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
51	6180 - PAULUS, SOKOLOWSKI & SARTOR, LLC	PO 112274 Consultant Engineering for WWTP Electric		2,902.50	
	55-215-0256-1000	ORD 2022-1928 - IMP. TO WWTP FACILITIES	2,902.50		2,902.50
TOTAL					2,902.50
Total to be paid from Fund 55 SEWER CAPITAL		2,902.50	=====		
		2,902.50			

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
2229	5366 - CGP&H, LLC	PO 112850 ADMINISTRATIVE AGENT & PLANNING SERVICES		1,048.40	
	70-286-5685-4013	COAH - ADMINISTRATIVE COSTS	1,048.40		1,048.40
2230	7403 - DIANE M. PAPA	PO 112328 REIMBURSEMENT FOR ENERGY EFFICIENCY ASSI		6,500.00	
	70-286-5685-4011	COAH - AFFORDABILTY ASSISTANCE PROGRAMS	6,500.00		
		PO 113055 AFFORDABILITY ASSISTANCE - 17E FOX HOLLO		4,880.00	
	70-286-5685-4011	COAH - AFFORDABILTY ASSISTANCE PROGRAMS	4,880.00		11,380.00
2231	6830 - MARAZITI FALCON, LLP	PO 110320 PROFESSIONAL SERVICES CONTRACT - 210 NO		4,276.74	
	70-286-5685-4013	COAH - ADMINISTRATIVE COSTS	4,276.74		4,276.74
TOTAL					16,705.14
Total to be paid from Fund 70 COAH TRUST		16,705.14			
		=====			
		16,705.14			

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

Meeting Date: 02/27/2023 For bills from 02/14/2023 to 02/23/2023

Check#	Vendor	Description	Account	PO Payment	Check Total
484	6763 - DRILLS, SKILLS & THRILLS BASKETBALL 85-286-5685-4030 BOYS BASKETBALL	PO 113039 Winter Basketball Clinics K-2	6,268.75	6,268.75	6,268.75
485	6897 - DUNCAN WATT 85-286-5685-4030 BOYS BASKETBALL	PO 112971 MCL Uniform/Basketball Refund	280.00	280.00	280.00
486	7463 - MICHAEL DOOLEY 85-286-5685-4030 BOYS BASKETBALL	PO 113037 Refund For Basketball Uniform	50.00	50.00	50.00
487	7236 - SPORTSWORLD, LLC 85-286-5685-4030 BOYS BASKETBALL	PO 112404 3rd/4th Team Jerseys	1,750.00	1,750.00	1,750.00
488	7037 - US SPORTS INSTITUTE 85-286-5685-4010 MUSIC EXPLORERS	PO 112807 Week 3 Tennis Camp Summer 2022	2,925.00	2,925.00	2,925.00
489	5506 - VANDERHOOF TRANSPORTATION 85-286-5685-4007 SHAWNEE SKI TRIP	PO 112792 Coach Bus	17,600.00	17,600.00	17,600.00

TOTAL

28,873.75

Total to be paid from Fund 85 RECREATION TRUST

28,873.75

=====

28,873.75

## Checks Previously Disbursed

238504	GATEWAY	CREDIT CARD FEES	20.00	2/02/2023
238505	CAPTUREPOINT	CREDIT CARD FEES	193.22	2/06/2023
			-----	
			213.22	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 85 RECREATION TRUST	213.22	28,873.75	29,086.97
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BILLS LIST TOTALS	213.22	28,873.75	29,086.97
=====			

***RESOLUTION #23-71***  
**BOROUGH OF BERNARDSVILLE**

RESOLUTION IN SUPPORT OF LIQUOR LICENSE REFORM IN THE STATE OF NEW JERSEY.

**WHEREAS**, the State of New Jersey's liquor license laws date back to the 1950s and 1960s; and

**WHEREAS**, under current law, a municipality may issue plenary retail consumption licenses until the combined total number in the municipality is fewer than one license for each 3,000 municipal residents and this restriction creates a shortage of these licenses in some municipalities; and

**WHEREAS**, the State of New Jersey's liquor license laws has caused an extreme supply imbalance that the statewide average cost of an individual liquor license is \$300,000, an exorbitant amount causing an inequitable landscape among current and potential restaurateurs; and

**WHEREAS**, the restaurant liquor license standards of other states in the Northeast region enable restaurateurs to join the market at a significantly lower price point than the State of New Jersey, thus giving them a competitive advantage; and

**WHEREAS**, in today's market, small business and downtown economic development thrive best where there is a healthy full-service restaurant market; and

**WHEREAS**, there is clear need to for reform as demonstrated by the numerous bills already introduced in the New Jersey Legislature each session with the intent to expand liquor licensure; and

**WHEREAS**, Governor Murphy affirmed his commitment to reform in his State of the State address on January 10, 2023 with a draft plan to make it more equitable to obtain a new liquor license while providing compensation to existing active license holders; and

**WHEREAS**, we recognize the need to compensate existing license holders that paid exorbitant prices for the right to sell liquor in their restaurants; and

**WHEREAS**, the State of New Jersey should be a leader in reform initiatives that helps its small businesses survive and thrive, provides an equitable business environment, and enables New Jersey to better compete in the regional market; and

**NOW, THEREFORE, BE IT RESOLVED** by the- Borough Council of the Borough of Bernardsville, that it supports meaningful liquor license reform legislation to create a more balanced liquor license market; and

**BE IT FURTHER RESOLVED** that the Clerk be and hereby is authorized to distribute copies of this Resolution to all appropriate officials and agencies including our Legislative Representatives, the Governor, the Lieutenant Governor, and the New Jersey State League of Municipalities.

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 27, 2023.

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**RESOLUTION #23-72**  
**RESOLUTION AUTHORIZING TRANSFER OF APPROPRIATION RESERVES**

WHEREAS, it has been determined that the following appropriation reserves will be in need of additional funding and NJSA 40A:4-58 and 59 permit the transfer of funds from those line items where an excess exists to those appropriations that are expected to be insufficient,

NOW THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Bernardsville, County of Somerset, that the following budget transfers be made effective February 27, 2023:

<u>Account Number</u>	<u>Account Name</u>	<u>S&amp;W/OE</u>	<u>FROM</u>	<u>TO</u>
CURRENT FUND:				
10-A00-0101-0200	HUMAN RESOURCES	OE	\$ 10,000.00	XXXXXX
10-A00-0102-0200	MUNICIPAL CLERK	OE	\$ 4,000.00	XXXXXX
10-A00-0110-0200	FINANCE	OE	\$ 2,000.00	XXXXXX
10-A00-0115-0100	TAX ASSESSOR	S&W	\$ 5,000.00	XXXXXX
10-A00-0135-0200	LEGAL SERVICES	OE	\$ 15,000.00	XXXXXX
10-A00-0145-0100	BUILDINGS & GROUNDS	S&W	\$ 20,000.00	XXXXXX
10-A00-0145-0200	BUILDINGS & GROUNDS	OE	\$ 20,000.00	XXXXXX
10-A00-0156-0100	ZONING/HOUSING	S&W	\$ 10,000.00	XXXXXX
10-A00-0160-0200	SHADE TREE COMMITTEE	OE	\$ 5,000.00	XXXXXX
10-A00-0175-0200	GROUP HEALTH INSURANCE	OE	\$ 20,000.00	XXXXXX
10-A00-0190-0100	COMMUNICATIONS	S&W	\$ 5,000.00	XXXXXX
10-A00-0195-0100	POLICE	S&W	\$ 100,000.00	XXXXXX
10-A00-0220-0100	STREETS & ROADS	S&W	\$ 50,000.00	XXXXXX
10-A00-0235-0200	LANDFILL	OE	\$ 5,000.00	XXXXXX
10-A00-0240-0200	RECYCLING	OE	\$ 10,000.00	XXXXXX
10-A00-0100-0200	ADMIN & EXEC	OE	XXXXXX	\$ 31,000.00
10-A00-0108-0200	CAPITAL IMPROVEMENT FUND	OE	XXXXXX	\$ 150,000.00
10-A00-0291-0200	ACCUMULATED ABSENCES	OE	<u>XXXXXX</u>	<u>\$ 100,000.00</u>
			\$ 281,000.00	\$ 281,000.00

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville in the County of Somerset in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Borough Council of the Borough of Bernardsville in the County of Somerset in the State of New Jersey on February 27, 2023.

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Anthony Suriano  
Borough Clerk

**RESOLUTION# 23-73**  
**APPROVING EMERGENCY TEMPORARY APPROPRIATIONS**

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

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

**CURRENT FUND:**

<u>Account Number</u>	<u>Description</u>	<u>Debit</u>	<u>Credit</u>
10-C00-0335-0200	P.E.R.S	\$ -	\$ 526,082.00
10-C00-0345-0200	P.F.R.S.	\$ -	\$ 757,261.00
10-C00-0115-0200	TAX ASSESSOR OE	\$ -	\$ 5,000.00
10-C00-0410-0250	BOND PRINCIPAL	\$ -	\$ 1,175,000.00
10-C00-0420-0250	BOND INTEREST	\$ -	\$ 343,225.00
10-C00-0415-0250	BAN PRINCIPAL	\$ -	\$ 741,000.00
10-C00-0425-0250	BAN INTEREST	\$ -	\$ 8,151.00
10-C00-0310-0200	ELECTRICITY	\$ -	\$ 10,000.00
10-C00-0320-0200	GAS (NATURAL)	\$ -	\$ 10,000.00
10-190-0700-0000	AMOUNT TO BE RAISED BY TAXATION	\$ 3,575,719.00	\$ -
TOTALS		\$ 3,575,719.00	\$ 3,575,719.00

**SEWER UTILITY FUND:**

<u>Account Number</u>	<u>Description</u>	<u>Debit</u>	<u>Credit</u>
40-C00-0108-0251	BOND PRINCIPAL	\$ -	\$ 80,000.00
40-C00-0108-0250	BOND INTEREST	\$ -	\$ 25,118.76
40-C00-0101-0200	SEWER OE	\$ -	\$ 100,000.00
40-192-0110-1000	USER FEES	\$ 205,118.76	\$ -
		\$ -	\$ -
		\$ 205,118.76	\$ 205,118.76

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville in the County of Somerset in the State of New Jersey, do hereby certify that the foregoing is a correct and true copy of a resolution adopted by the Borough Council of the Borough of Bernardsville in the County of Somerset in the State of New Jersey on February 27, 2023

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Anthony Suriano  
Borough Clerk

## Resolution #23-74

**EXTRACT** from the minutes of a regular meeting of the Borough Council of the Borough of Bernardsville, in the County of Somerset, New Jersey, held at the Municipal Building, 166 Mine Brook Road, Bernardsville, New Jersey, on February 27, 2023, at 7:00 o'clock P.M.

**PRESENT:**

**ABSENT:**

\* \* \*

\_\_\_\_\_ introduced and moved the adoption of the following resolution and  
\_\_\_\_\_ seconded the motion:

**RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING  
\$3,425,000 BOND ANTICIPATION NOTES OF THE BOROUGH OF  
BERNARDSVILLE, IN THE COUNTY OF SOMERSET, NEW JERSEY.**

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

Section 1. Pursuant to a bond ordinance of the Borough of Bernardsville (the “Borough”) entitled: “Bond ordinance providing for the improvement of various roads in and by the Borough of Bernardsville, in the County of Somerset, New Jersey, appropriating \$1,100,000 therefor and authorizing the issuance of \$760,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on May 9, 2022 (#2022-1914), bond anticipation notes of the Borough in a principal amount not exceeding \$760,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance,

including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 2. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance providing for the acquisition of property located at 65 Morristown Road in and by the Borough of Bernardsville, in the County of Somerset, New Jersey, appropriating \$1,500,000 therefor and authorizing the issuance of \$1,430,000 bonds or notes of the Borough for financing such appropriation”, finally adopted on July 11, 2022 (#2022-1924), bond anticipation notes of the Borough in a principal amount not exceeding \$1,430,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 3. Pursuant to a bond ordinance of the Borough entitled: “Bond ordinance appropriating \$1,300,000, and authorizing the issuance of \$1,235,000 bonds or notes of the Borough of Bernardsville for the improvement of various roads authorized to be undertaken in and by the Borough of Bernardsville, in the County of Somerset, New Jersey”, finally adopted on September 26, 2022 (#2022-1934), bond anticipation notes of the Borough in a principal amount not exceeding \$1,235,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 4. All bond anticipation notes (the “notes”) issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer of the Borough (the “Chief Financial Officer”), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or

rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Borough in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 5. Any note issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough's faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 6. The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the

notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Borough, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 7. All action heretofore taken by Borough officials and professionals with regard to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

Section 8. This resolution shall take effect immediately.

Upon motion of \_\_\_\_\_, seconded by \_\_\_\_\_

\_\_\_\_\_, the foregoing resolution was adopted by the following vote:

**AYES:**

**NOES:**

**CERTIFICATE**

I, **ANTHONY SURIANO**, Borough Clerk of the Borough of Bernardsville, in the County of Bernardsville, New Jersey, **HEREBY CERTIFY** that the foregoing annexed extract from the minutes of a meeting of the Borough Council of said Borough, duly called and held on February 27, 2023, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Borough, and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the corporate seal of said Borough this 27<sup>th</sup> day of February, 2023.

**(SEAL)**

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Anthony Suriano  
Borough Clerk

**RESOLUTION #23-75**

**ADOPTING GENERAL PICKLEBALL RULES**

**BE IT RESOLVED**, by the Borough Council of the Borough of Bernardsville, to adopt the attached General Rules For Use Of Pickleball Courts, 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 27, 2023.

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## GENERAL RULES FOR USE OF PICKLEBALL COURTS

Open Daily 7:00 am – Dusk

Pickleball courts are to be used for pickleball play only. Observe the Court Etiquette and Rules of Play posted on the gates.

No unauthorized paid athletic coaching services or private lessons.

An athletic shoe, footwear with non-marking soles, is required. Ensure shoes are dry and free from dirt before entering courts.

Shirts must be worn at all times.

Children under the age of 12 must be accompanied by an adult.

There is a maximum of four players on one court at one time. One player may not hold or occupy a court alone if a waiting line exists. During extremely busy hours, players are encouraged to play doubles.

Music on the courts is permitted but shall not be offensive or bothersome to other players.

Personal chairs and bags should be lined up outside the fence and not brought onto the courts.

No individual, group, club, or organization shall occupy the pickleball courts for private league or tournament play without a permit from the Bernardsville Recreation Dept.

The Bernardsville Recreation Department may schedule courts for clinics, leagues, or tournaments. Closures will be posted.

The following are NOT permitted on the courts:

Animals, except for service animals

Bicycles, skateboards, hoverboards, scooters, roller skates, in-line skates, carriages, radio-controlled toys, or any other wheeled devices. Personal assistance mobility devices are permitted.

Food, gum and beverages except water are discouraged; plastic bottles must be removed from the courts

Smoking, vaping, alcoholic beverages, and glass containers

Profanity, bullying, abusive behavior or spitting

The unauthorized use of snow/ice removal equipment or chemicals is prohibited. Any violation will result in the immediate closure of the courts for the winter season.

Note: Regulations including operating hours are subject to change by the Recreation Department.

**RESOLUTION #23-76**  
**APPOINTING CHRIS DIACIK AS CONSTRUCTION OFFICIAL AND**  
**ROBERT ROSENDALE AS BUILDING SUBCODE OFFICIAL**

**WHEREAS**, Chris Diacik is employed by the Borough of Bernardsville as a Part-Time Electrical Subcode & Inspector & Building Inspector and is qualified to be a Construction Official; and

**WHEREAS**, Robert Rosendale has been employed with the Borough of Bernardsville from 2018-2021 as Part-Time Building Inspector and is qualified to be a Building Subcode Official; and

**WHEREAS**, Zoning Officer Renee Apuzzo and Borough Administrator Tom Czerniecki recommend the following appointments due to a vacancy as a result of a retirement at the position of Construction Official and Building Subcode Official as of March 1, 2023.

**NOW, THEREFOR, BE IT RESOLVED** by the Borough Council of the Borough of Bernardsville to appoint Chris Diacik as Part Time Construction Official/Electrical Subcode & Inspector/Building Inspector at a salary of \$58,146, 15-20 hours per week, effective March 1, 2023.

**BE IT FURTHER RESOLVED** by the Borough Council of the Borough of Bernardsville to appoint Robert Rosendale as Part Time Building Subcode Official/Building Inspector at a salary of \$30,000, 10-15 hours per week, effective March 1, 2023.

**BE IT FURTHER RESOLVED** these appointments are subject to provisions of the Employee Handbook and Personnel Policies of the Borough of Bernardsville.

I, Anthony Suriano, Borough Clerk of the Borough of Bernardsville, hereby certify the foregoing to be a true and exact copy of a resolution adopted by the Governing Body at a duly convened meeting held February 27, 2023.

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RESOLUTION #23-77  
AUTHORIZING REFUND OF STORMWATER ESCROW ACCOUNT  
04-280-7012-0100  
FOR JON DECRISTOFARO  
FOR 85-3 MOUNTAIN TOP RD

WHEREAS, A STORMWATER MANAGEMENT ACCOUNT WAS STARTED ON 3/13/20 FOR BLOCK 2 LOT 31, ALSO KNOWN AS 85-3 MOUNTAIN TOP RD.; AND

WHEREAS, THE PROJECT AT 85-3 MOUNTAIN TOP. NO LONGER REQUIRES STORMWATER DUE TO A CHANGE IN THE SCOPE OF WORK, IT HAS BEEN REQUESTED BY THE OWNERS THAT THE REMAINING BALANCE OF THEIR STORMWATER ESCROW ACCOUNT BE REFUNDED TO THEM, THE BALANCE WHICH IS \$400.00.

WHEREAS, IT HAS BEEN CONFIRMED BY THE ZONING OFFICER RENEE APUZZO THAT THE APPLICANTS SHOULD RECEIVE A REFUND FOR THE REMAINING BALANCE, \$400.00.

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 2 Lot 31	Jon DeCristofaro 85-3 Mountain Top Rd. Bernardsville, NJ 07924	\$400.00

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 27, 2023.

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