

BOROUGH OF BERNARDSVILLE

Mayor & Borough Council Meeting

December 30, 2010 – 8:00 a.m.

A meeting of the Borough Council was called to order by Mayor Honecker at 8:00 a.m. on Thursday, December 30. Present were Mayor Lee C. Honecker, Council Members Joseph DeMarco, Charlotte J. Foster, Edward McDowell, and Kevin Sooy. Joseph Rossi arrived at 8:04 a.m. and John McCrossan arrived at 8:05 a.m. Also present were John Pidgeon, Borough Attorney, Ralph Maresca, Jr., Administrator & CMFO, and Sandra Jones, Borough Clerk.

STATEMENT OF PRESIDING OFFICER

Notice of this meeting was provided to the Bernardsville News, Courier News and the Star Ledger, filed with the Municipal Clerk and posted on the Municipal Bulletin Board on January 5, 2010. Due to weather, this meeting was postponed from December 27. Additional notice was provided on December 27, 2010. The Pledge of Allegiance was recited by the group.

PRESENTATIONS (none)

APPROVAL OF MINUTES

Mr. DeMarco moved approval of Minutes of meetings held November 22 (Mrs. Foster absent) and December 13, 2010. Mr. Sooy seconded the motion, which was approved with four yes votes.

OPEN SESSION

The Mayor opened the meeting to the public. Hearing no comments/questions, the session was closed. (Messrs. Rossi and McCrossan arrived.)

ORDINANCES

The Mayor opened the continued public hearing on #10-1563, **AN ORDINANCE CONCERNING PEACE AND GOOD ORDER AND SUPPLEMENTING AND AMENDING CHAPTER III OF THE BOROUGH CODE ENTITLED "POLICE REGULATIONS"**. There were no comments or questions; the hearing was closed. No action was taken. (The public record will show that this ordinance was not adopted; the number is void.)

The Mayor opened the continued public hearing on #10-1576, **AN ORDINANCE CONCERNING DEVELOPMENT APPLICATION FEES AND ESCROW DEPOSITS AND AMENDING ARTICLE 15 OF THE BOROUGH LAND DEVELOPMENT CODE ENTITLED "FEES AND ESCROW DEPOSITS"**. Terry Thompson of the Planning Board urged adoption of the ordinance. The hearing was closed. Mr. Sooy moved to pass this ordinance on final reading and adopt as published. Mrs. Foster seconded the motion, which was adopted with six yes votes.

RESOLUTIONS

Mr. Sooy moved adoption of the following resolutions:

- #10-204 APPROVING MEMBERSHIP IN THE FIRE COMPANY**
- #10-207 ACCEPTING MONTHLY REPORTS**
- #10-208 AUTHORIZING TRANSFER OF FUNDS**
- #10-209 AUTHORIZING PAYMENT OF BILLS**
- #10-210 CANCELING 2010 CURRENT FUND APPROPRIATIONS TO SURPLUS**
- #10-211 AUTHORIZING A REFUND OF FEES**
- #10-212 AUTHORIZING THE CANCELLATION OF SMALL BALANCES ON
TAX AND SEWER UTILITY ACCOUNTS FOR THE YEAR ENDING
12/31/10**

Mr. Rossi seconded the motion, which was approved upon a call of the roll:

Mr. DeMarco	yes	Mr. McDowell	yes
Mrs. Foster	yes	Mr. Rossi	yes
Mr. McCrossan	yes	Mr. Sooy	yes

Resolution #10-197B, **ACCEPTING A DONATION**, was moved by Mr. McCrossan, seconded by Mr. Rossi, with the provision that said donation for animal control purposes may be returned to Dr. Hollo, upon his request. Motion was approved with six yes votes.

Resolution #10-205, **AUTHORIZING THE MAYOR AND CLERK TO SIGN THE 2011 RECYCLING AGREEMENT WITH SOMERSET COUNTY**, was tabled to January 3 at Mr. McCrossan's request.

Resolution #10-206, **APPROVING A CONTRACT BETWEEN THE BOROUGH AND BOROUGH OF BERNARDSVILLE AND STREET FAIRS, LLC**, was discussed. Mr. DeMarco moved approval, Mr. McCrossan seconded the motion, which was approved by six yes votes.

Resolution #10-213, **REDUCING PERFORMANCE GUARANTEE FOR "THE PRESERVE" MAJOR SUBDIVISION (BLOCK 7, LOT 4)**, was discussed. Mrs. Foster moved approval, Mr. DeMarco seconded the motion, which was approved by six yes votes.

REPORT OF THE MUNICIPAL ATTORNEY (tabled)

COUNCIL STANDING COMMITTEE & QUARTERLY REPORTS

All reports, except Finance, were tabled. For the Finance Committee, Mr. McCrossan and Mr. Maresca discussed Bond Anticipation Notes coming due, and the duration of said notes. It was moved by Mr. McCrossan, seconded by Mrs. Foster, to go with six month duration of notes, then do an analysis to determine the next period upon renewal, and the possibility of a long term bond sale. Motion was approved with six yes votes.

ITEMS OF BUSINESS

Claremont & Mt. Airy parking

This subject was tabled to January 24, 2011.

Reorganization

Appointments for addition to the Reorganization agenda were discussed. The 2011 Schedule of Meetings was approved for publication as soon as possible.

Correspondence (none)

OPEN SESSION (none)

CLOSED SESSION (none)

The meeting was adjourned at 9:05 a.m.

keywords: peace-good-order-escrow-fire-membership-finance-transfer-surplus-tax-refund-donation-animal-control-recycling-street-fair-performance-guarantee-preserve-bond-anticipation-notes

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