

0031687

## RESOLUTION

WHEREAS, Section 2-25.13 of the Code of the Borough of Watchung requires that contracts for purchases or services involving more than two thousand dollars be awarded by a resolution of the Mayor and Council.

NOW, THEREFORE, BE IT RESOLVED that the Purchasing Agent be authorized to issue Purchase Orders as follows:

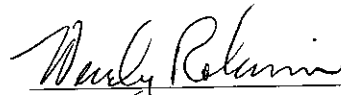
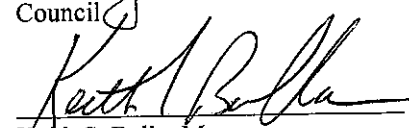
Vendor: J & J Art Conservation Service, 108 N. Wildwood Blvd, Cape May Court House,  
08210

Item: Mural Conservation  
Total Price: \$6,300.00  
Charged to: 9-01-280-273

Vendor: OSI Technology, 217 Mount Horeb Road, Warren, NJ 07059  
Item: PD – Phone System  
Total Price: \$2,421.80  
Charged to: 9-01-190-259

Vendor: Caffrey Tree & Landscape, PO Box 608, Scotch Plains, NJ 07076  
Item: PW – Emergency Tree Removal  
Total Price: \$2,000.00  
Charged to: 9-01-205-281

Vendor: Zetron, 12034 134<sup>th</sup> Ct. NE, Redmond, WA 98052  
Item: PD – Computer Warranty  
Total Price: \$2,246.00  
Charged to: 9-01-190-233

  
Council  
  
Keith S. Balla, Mayor

Date: January 16, 2020  
INDEX: Purchases  
C: BH

1/19/20

**BOROUGH OF WATCHUNG  
RESOLUTION R2 :01/16/20  
AUTHORIZING ADOPTION OF THE UPDATED MULTI-JURISDICTIONAL HAZARD  
MITIGATION PLAN FOR  
SOMERSET COUNTY**

*Explanation: This resolution authorizes the adoption of the 2019 Somerset County Multi-jurisdictional Hazard Mitigation Plan Update.*

**WHEREAS** all of Somerset County has exposure to natural hazards that represent risks including damages and losses to life, property, the environment and the County's economy; and

**WHEREAS** proactive mitigation of known hazards before a disaster event can reduce or eliminate long-term risks and associated costs; and

**WHEREAS** the Disaster Mitigation Act of 2000 (Public Law 106-390) establishes requirements for pre- and post-disaster hazard mitigation programs; and

**WHEREAS** a Mitigation Planning Committee (MPC) comprised of Somerset County jurisdictions, agencies, organizations and other partners with like planning objectives has been formed to pool resources and work collaboratively to identify appropriate mitigation strategies within Somerset County; and

**WHEREAS** the MPC has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of natural hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives; and

**WHEREAS** maintenance procedures have been defined for monitoring, evaluating, revising, updating and implementing this strategy on an on-going basis.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of Watchung:

1. Adopts in its entirety, the 2019 Multi-jurisdictional Hazard Mitigation Plan Update for Somerset County (HMP) as the jurisdiction's Hazard Mitigation Plan, and resolves to execute the actions identified in the Plan that pertain to this jurisdiction.
2. Will use the adopted and approved portions of the HMP to guide pre- and post-disaster mitigation of the hazards identified therein.
3. Will coordinate the strategies identified in the Plan with other planning programs, operations, partners, capital investments and other initiatives under its jurisdictional authority.
4. Will continue to provide representatives to serve on the MPC and perform the duties described in the HMP, including but not limited to MPC meeting attendance and the submission of jurisdiction-specific HMP annual monitoring reports to the County Hazard Mitigation Coordinator.
5. Will help promote and support mitigation successes of all participants in the HMP.

6. Will complete an evaluation of the HMP in conjunction with the MPC annually as needed, and a comprehensive update no less than every fifth year.

**BE IT FURTHER RESOLVED** by the by the Mayor and Council of the Borough of Watchung that copies of the jurisdiction's HMP Annex and this resolution be provided to the Borough's Hazard Mitigation Officer, Emergency Management Official, Planning Board Chair, the Somerset County Hazard Mitigation Coordinator, and the Somerset County Board of Chosen Freeholders.

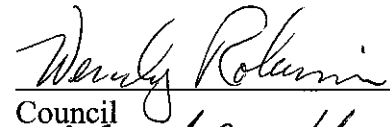
Date: January 16, 2020


Index: Misc.

C: C. Solon 1/28/20

T. Schaefer

Somerset County Bd. of Chosen Freeholders

  
Council

  
Keith S. Balla, Mayor

*I, Michelle DeRocco, Municipal Clerk of the Borough of Watchung, Count of Somerset, State of New Jersey, do hereby certify the foregoing to be a correct and true copy of a Resolution adopted by the Mayor and Council meeting held on January 16, 2020.*

\_\_\_\_\_  
Michelle DeRocco, RMC

**RESOLUTION**

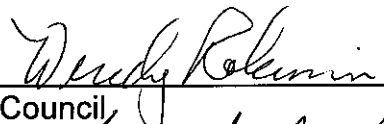
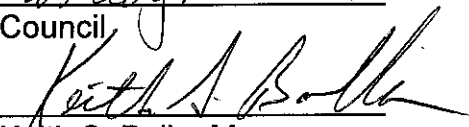
**0031691**

WHEREAS, the Mayor and Council believe it is in the best interest of the citizens to continue this Shared Services Agreement with the Borough of North Plainfield for a shared Municipal Court Administrator, Deputy Court Administrator, and support services; and

WHEREAS, the original Agreement has been reviewed by Borough of North Plainfield and Watchung Borough Administrators and has been updated appropriately.

NOW THEREFORE BE IT RESOLVED that the Mayor and Clerk are hereby authorized to sign the attached Shared Services Agreement for Municipal Court Administrator, Deputy Court Administrator, and support services between the Borough of Watchung and the Borough of North Plainfield; and

BE IT FURTHER RESOLVED that the attached agreement shall commence on January 1, 2020 and remain in effect until December 31, 2024 unless terminated at the end of a calendar year by either party, as detailed in the agreement.

  
Council  
  
Keith S. Balla, Mayor

***I, Michelle DeRocco, Municipal Clerk of the Borough of Watchung, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a correct and true copy of a Resolution adopted by the Mayor and Council at a meeting held on January 16, 2020.***

\_\_\_\_\_  
**Michelle DeRocco, RMC**

Date: January 16, 2020

C: B. Hance, J. Mack

B. Levine, Esq.

D. Hollod, Borough of North Plainfield

**RESOLUTION****0031692**

WHEREAS, Sisters of Mercy of the Americas, Mid-Atlantic Community has made application to the Borough of Watchung, Somerset County for Raffle Licenses; and

WHEREAS, said applications have been presented as required for Findings and Determinations; and

WHEREAS, the Clerk has reported that the proper fees have been paid,

NOW, THEREFORE, BE IT RESOLVED that the Clerk be instructed to issue Raffle Licenses as follows:

NAME & ADDRESS OF ORGANIZATIONDATE OF RAFFLE

Sisters of Mercy of The Americas,  
Mid-Atlantic Community  
1645 US Highway 22 West  
Watchung, NJ 07069-6587

April 17, 2020  
Tricky Tray


Sisters of Mercy of The Americas,  
Mid-Atlantic Community  
1645 US Highway 22 West  
Watchung, NJ 07069-6587

April 17, 2020  
50/50

Sisters of Mercy of The Americas,  
Mid-Atlantic Community  
1645 US Highway 22 West  
Watchung, NJ 07069-6587

April 17, 2020  
off-premise

  
Council

  
Keith S. Balla, Mayor

Date: January 16, 2020

INDEX: License

C: RA 1/28/20

**RESOLUTION****0031693**

WHEREAS, Sisters of Mercy of the Americas, Mid-Atlantic Community has made application to the Borough of Watchung, Somerset County for a Bingo License; and

WHEREAS, said application has been presented as required for Findings and Determinations; and

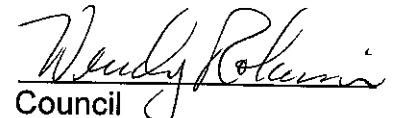
WHEREAS, the Clerk has reported that the proper fees have been paid,

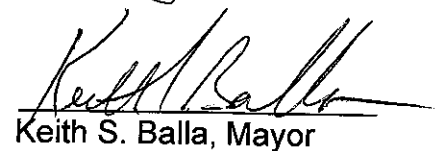
NOW, THEREFORE, BE IT RESOLVED that the Clerk be instructed to issue Bingo License as follows:

NAME & ADDRESS OF ORGANIZATIONDATE OF BINGO

Sisters of Mercy of The Americas,  
Mid-Atlantic Community  
1645 US Highway 22 West  
Watchung, NJ 07069-6587

April 17, 2020

  
Council

  
Keith S. Balla, Mayor

Date: January 16, 2020

INDEX: License

C: RA 1/28/20

# RESOLUTION

R6:01/16/20

0031688

WHEREAS, Telmo and Rosa Abreu ("Property Owners") are the owner of property located at 40 Oakridge Road, known on the tax maps of the Borough of Watchung as Block 4404, Lot 1; and

WHEREAS, the "Property Owners" had constructed pillars on the road right-of-way in front of their property (see attached – Exhibit A); and

WHEREAS, the Borough Engineer and the Public Works Department have inspected the pillars and the property and have determined that the pillars do not and will not present any problems and recommend a Revocable License Agreement to allow the pillars to remain on Borough's right-of-way upon the condition that the "Property Owners" accept responsibility for the upkeep and maintenance of the pillars; and

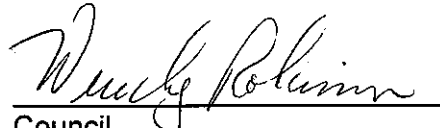
WHEREAS, upon approval, this Revocable License Agreement will be recorded and binding on all successors and assigns and this Agreement will run with the land; and

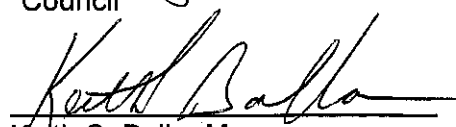
WHEREAS, the Borough Engineer and Borough Administrator have reviewed the request and have recommended the execution of the attached Revocable License Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung, County of Somerset, New Jersey that the Borough of Watchung does hereby grant approval to the execution of the attached Revocable License Agreement with the following conditions:

1. "Property Owners" agree to comply with all conditions covered in the Revocable License Agreement, herewith attached.
2. The Clerk shall forward a Revocable License to the "Property Owners" for authorized signatures and return of the same to the Clerk with Owner's check in the amount of \$12.00 to cover the \$1.00 License fee as full and actual consideration paid, in addition to the \$11.00 cost of recording the License with the County Clerk.
3. The Mayor and Municipal Clerk are hereby directed to execute the attached Revocable License and the Clerk will have the Mayor's and her signature acknowledged.

BE IT FURTHER RESOLVED that a copy of this Resolution and Agreement be provided to the Property Owners Telmo and Rosa Abreu, and to the Supervisor of Public Works, Construction Code Official, and Borough Engineer.

  
Council

  
Keith S. Balla, Mayor

Date: January 16, 2020

INDEX: Miscellaneous, Borough Properties

C: Eng., Construction, Public Works

1/22/20

0031694

## RESOLUTION

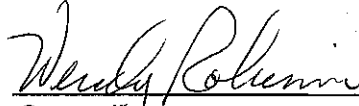
WHEREAS, the Borough of Watchung greatly appreciates the many volunteers who donate their time for the good and well being of all residents; and


WHEREAS, the Governing Body is aware that volunteerism is becoming rarer as people try to juggle many activities in their busy lives; and

WHEREAS, this is especially true when the position one is volunteering their time for is a dangerous one, where in a moments notice their life can be put on the line for the safety of others; and

WHEREAS, the Governing Body realizes how fortunate the Borough is to have volunteer Firefighters join the Department as Junior Members with the goal of dedicating their future for the betterment of others.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Mayor and Council of the Borough of Watchung that the appointments of **Adam Moszuzynski** and **Soraia Almeida**, as Junior Members of the Watchung Fire Department is hereby proudly approved.

  
Council

  
Keith S. Balla, Mayor

Date: January 16, 2020  
Index: Fire, Appointments  
c: A. Desandolo  
S. Speeney 1/27/20



**RESOLUTION****0031695**

WHEREAS, the Borough of Watchung needs to award contracts for the purchase of unleaded and diesel fuel; and

WHEREAS, the Qualified Purchasing Agent has determined that the best prices for the fuel are available through the Morris County Cooperative Pricing Council, of which the Borough is a member.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Watchung that the Chief Financial Officer is authorized to make the following purchases for the 2020 - 2022 calendar years:

Diesel Fuel – MCCPC Contract #12

Allied Oil LLC

Delivery Cost Per Gallon Added to Cost of Diesel Fuel: \$0.1697


Motor Gasoline – MCCPC Contract #1

Allied Oil LLC

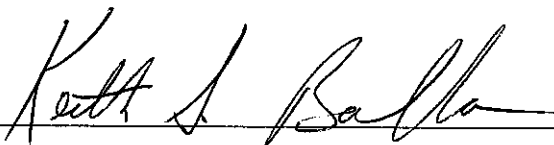
Trucking and Delivery Cost Per Gallon: \$0.1107

Not to exceed \$80,000.00 per year

The Chief Financial Officer has certified that funds are available in the current year budget.

  
\_\_\_\_\_  
William J. Hance, Chief Financial Officer  
\_\_\_\_\_

Council

  
\_\_\_\_\_

Mayor

Date: January 16, 2020  
c: W. Hance  
M. Fittipaldi

1/19/20

**RESOLUTION****0031696**

WHEREAS, it is necessary to retain the services of the Professional listed below for the year 2020; and

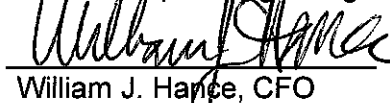
WHEREAS, N.J.S.A. 19:44A-20.4 et seq. provides for the Borough to solicit proposals through the fair and open process; and

WHEREAS, the Borough received solicited proposals on December 27, 2019 and said proposals were reviewed by the Mayor, Administrator, and CFO/QPA and the Mayor has recommended Richard J. Guss, Esq. as the Borough's Prosecutor for the year 2020; and

WHEREAS, the Chief Finance Officer has determined that the value of the contracts may exceed \$17,500.00; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account:

General Operating Budget



William J. Hance, CFO

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the Mayor and Borough Clerk are hereby authorized and directed to execute individual contracts for the services of the following Professionals in their area(s) of expertise, in accordance with the proposals submitted:

Award to: Richard J. Guss, Esq., DiFrancesco, Bateman Coley, Yospin, Kunzman,  
Davis & Lehrer, P.C., 15 Mountain Boulevard,  
Warren, NJ 07059

Amount: Amount not to exceed \$39,000.

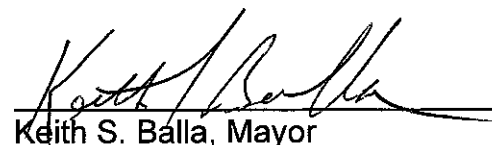
BE IT FURTHER RESOLVED that these contracts have been awarded upon recommendation by the Administration, after review and based on the merits and abilities of these professionals to provide the goods or services as described herein. These contracts are being awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the award of these contracts within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.).

Date: January 16, 2020  
Index: Awards - Professional Contracts  
C: W. Hance 1/28/20



Council



Keith S. Balla, Mayor

**RESOLUTION****0031697**

WHEREAS, it is necessary to retain the services of the Professional listed below for the year 2020; and

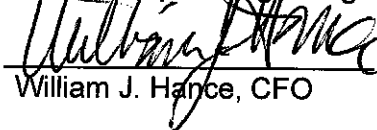
WHEREAS, N.J.S.A. 19:44A-20.4 et seq. provides for the Borough to solicit proposals through the fair and open process; and

WHEREAS, the Borough received solicited proposals on December 27, 2019 and said proposals were reviewed by the Mayor, Administrator, and CFO/QPA and the Mayor has recommended Reliance Insurance Group as the Borough's Risk Manager for the year 2020; and

WHEREAS, the Chief Finance Officer has determined that the value of the contracts may exceed \$17,500.00; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account:

General Operating Budget

  
William J. Hance, CFO

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the Mayor and Borough Clerk are hereby authorized and directed to execute individual contracts for the services of the following Professionals in their area(s) of expertise, in accordance with the proposals submitted:

Award to: Reliance Insurance Group, 1460 Route 9 North, Suite 310, Woodbridge,  
NJ 07095

Amount: Amount not to exceed \$40,000.

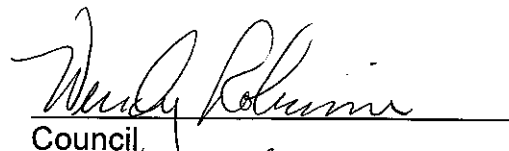
BE IT FURTHER RESOLVED that these contracts have been awarded upon recommendation by the Administration, after review and based on the merits and abilities of these professionals to provide the goods or services as described herein. These contracts are being awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the award of these contracts within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.).

Date: January 16, 2020  
Index: Awards - Professional Contracts  
C: W. Hance 1/28/20

*I, Michelle DeRocco, Municipal Clerk of the Borough of Watchung, County of Somerset, State of New Jersey, do hereby certify the foregoing to be a true copy of a Resolution adopted by the Mayor and Council meeting held on January 16, 2020.*

Michelle DeRocco, RMC

  
Council

  
Keith S. Balla, Mayor

## RESOLUTION

R11:01/16/20

0031698

WHEREAS, it is necessary to retain the services of the Professional listed below for the year 2020; and

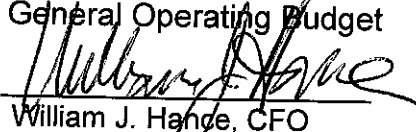
WHEREAS, N.J.S.A. 19:44A-20.4 et seq. provides for the Borough to solicit proposals through the fair and open process; and

WHEREAS, the Borough received solicited proposals on December 27, 2019 and said proposals were reviewed by the Mayor, Administrator, and CFO/QPA and the Mayor has recommended CME Associates as the Borough's Consulting Engineer for the year 2020; and

WHEREAS, the Chief Finance Officer has determined that the value of the contracts may exceed \$17,500.00; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account:

General Operating Budget



William J. Hance, CFO

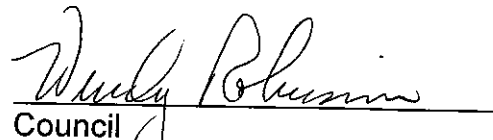
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the Mayor and Borough Clerk are hereby authorized and directed to execute individual contracts for the services of the following Professionals in their area(s) of expertise, in accordance with the proposals submitted:

Award to: CME Associates, 3141 Bordentown Avenue, Parlin, NJ 08859  
Amount: Amount not to exceed \$400,000.

BE IT FURTHER RESOLVED that these contracts have been awarded upon recommendation by the Administration, after review and based on the merits and abilities of these professionals to provide the goods or services as described herein. These contracts are being awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the award of these contracts within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.).

Date: January 16, 2020  
Index: Awards - Professional Contracts  
C: W. Hance 1/28/20

  
Council  
Keith S. Balla, Mayor

**RESOLUTION****0031699**

WHEREAS, it is necessary to retain the services of the Professional listed below for the year 2020; and

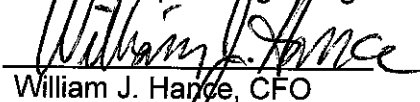
WHEREAS, N.J.S.A. 19:44A-20.4 et seq. provides for the Borough to solicit proposals through the fair and open process; and

WHEREAS, the Borough received solicited proposals on December 27, 2019 and said proposals were reviewed by the Mayor, Administrator, and CFO/QPA and the Mayor has recommended Chasan Lamparello Mallon Cappuzzo as the Borough's Labor Attorney for the year 2020; and

WHEREAS, the Chief Finance Officer has determined that the value of the contracts may exceed \$17,500.00; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account:

General Operating Budget

  
William J. Hance, CFO

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the Mayor and Borough Clerk are hereby authorized and directed to execute individual contracts for the services of the following Professionals in their area(s) of expertise, in accordance with the proposals submitted:

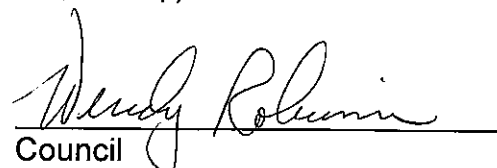
Award to: Chasan Lamparello Mallon & Cappuzzo, 300 Lighting Way, Suite 200,  
Secaucus, NJ 07094

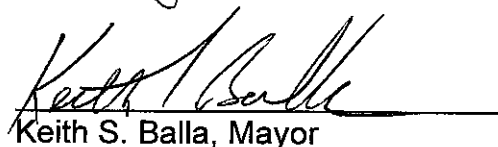
Amount: \$165.00 per hour, Amount not to exceed \$25,000.

BE IT FURTHER RESOLVED that these contracts have been awarded upon recommendation by the Administration, after review and based on the merits and abilities of these professionals to provide the goods or services as described herein. These contracts are being awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the award of these contracts within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.).

Date: January 16, 2020  
Index: Awards - Professional Contracts  
C: W. Hance 1/28/20

  
Council

  
Keith S. Balla, Mayor

**RESOLUTION****0031700**

WHEREAS, it is necessary to retain the services of the Professional listed below for the year 2020; and

WHEREAS, N.J.S.A. 19:44A-20.4 et seq. provides for the Borough to solicit proposals through the fair and open process; and

WHEREAS, the Borough received solicited proposals on December 27, 2019 and said proposals were reviewed by the Mayor, Administrator, and CFO/QPA and the Mayor has recommended Samuel Klein and Company as the Borough's Auditor for the year 2020; and

WHEREAS, the Chief Finance Officer has determined that the value of the contracts may exceed \$17,500.00; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account:

General Operating Budget

  
William J. Hance, CFO

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the Mayor and Borough Clerk are hereby authorized and directed to execute individual contracts for the services of the following Professionals in their area(s) of expertise, in accordance with the proposals submitted:

Award to: Samuel Klein and Company, 550 Broad Street, 11<sup>th</sup> Floor, Newark, NJ  
07102

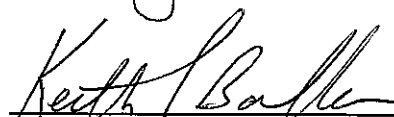
Amount: Amount not to exceed \$40,000.

BE IT FURTHER RESOLVED that these contracts have been awarded upon recommendation by the Administration, after review and based on the merits and abilities of these professionals to provide the goods or services as described herein. These contracts are being awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the award of these contracts within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.).

Date: January 16, 2020  
Index: Awards - Professional Contracts  
C: W. Hance 1/28/20

  
Council

  
Keith S. Balla, Mayor

**RESOLUTION****0031701**

WHEREAS, it is necessary to retain the services of the Professional listed below for the year 2020; and

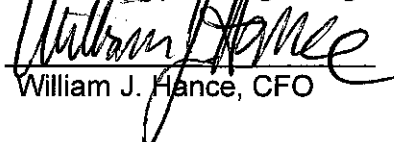
WHEREAS, N.J.S.A. 19:44A-20.4 et seq. provides for the Borough to solicit proposals through the fair and open process; and

WHEREAS, the Borough received solicited proposals on December 27, 2019 and said proposals were reviewed by the Mayor, Administrator, and CFO/QPA and the Mayor has recommended Martin Allen, Esq. as the Borough's Tax Appeal Attorney for the year 2020; and

WHEREAS, the Chief Finance Officer has determined that the value of the contracts may exceed \$17,500.00; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account:

General Operating Budget

  
William J. Hance, CFO

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the Mayor and Borough Clerk are hereby authorized and directed to execute individual contracts for the services of the following Professionals in their area(s) of expertise, in accordance with the proposals submitted:

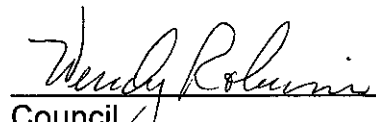
Award to: Martin Allen, Esq., DiFrancesco, Bateman Coley, Yospin, Kunzman,  
Davis & Lehrer, P.C., 15 Mountain Boulevard,  
Warren, NJ 07059

Amount: Amount not to exceed \$20,000.

BE IT FURTHER RESOLVED that these contracts have been awarded upon recommendation by the Administration, after review and based on the merits and abilities of these professionals to provide the goods or services as described herein. These contracts are being awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the award of these contracts within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.).

Date: January 16, 2020  
Index: Awards - Professional Contracts  
C: W. Hance 1/28/20

  
Council

  
Keith S. Balla, Mayor

**RESOLUTION****0031702**

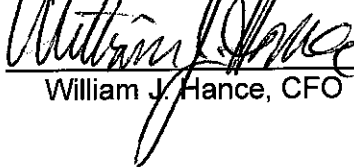
WHEREAS, on March 19, 2015, the Borough of Watchung authorized a Professional Services Contract to Arcari + Iovino Architects, PC, retain the services of a Professional Architect to plan for the future of the Watchung Library; and

WHEREAS, the Borough of Watchung has since authorized additional contracts to Arcari + Iovino Architects, PC; and

WHEREAS, as a result of a meeting with the Mayor, the Mayor and Borough Administrator are recommending an award of contract as per the attached proposal, dated January 14, 2020, for the purpose of conceptual planning of a new library, specifically utilizing the Borough's property at the Exempt Fireman's Hall; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account:

Capital Ordinance OR:01/10

  
William J. Hance, CFO


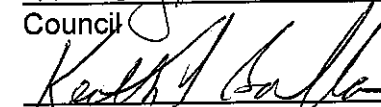
NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the Mayor and Borough Clerk are hereby authorized and directed to execute an expansion of contract for the continued services of the following Professional for the purpose of providing architectural services for the conceptual planning of a new Library as follows:

Award to: Arcari + Iovino Architects PC, One Katherine Street, Little Ferry, NJ 07643  
Amount: Not to exceed \$7,000.00

BE IT FUTHER RESOLVED that this contract was not awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq. but has been awarded based on the merits and ability of Arcari + Iovino, Architects, PC to provide the services describe herein. As herewith attached, Arcari + Iovino Architects, PC attests that their subsidiaries, assigns or principals controlling in excess of 10% of the company has neither made a contribution that is reportable pursuant to the Election Law Enforcement Commission pursuant to N.J.S.A. 1944A-8 or 19:44A-16, in the one (1) year period preceding the award of the contract that would, pursuant to P.L. 2004, c.19, affect its eligibility to perform this contract, nor will it make a reportable contribution during their term of the contract to any State, County, or Municipal Committee of a political party; any legislative leadership Committee; any continuing political Committee; and candidate committee of a candidate for, or holder of, an elective office, when the contract is awarded; and

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the award of this contract within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.).

Date: January 16, 2020  
C: M. DeRocco, W. Hance 1/28/20  
Index: Awards - Professional Contracts,  
Borough Properties

  
Council  
  
Keith S. Balla, Mayor



**RESOLUTION****0031703**

WHEREAS, it is necessary to retain the services of the Professional listed below for the year 2020; and

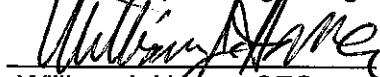
WHEREAS, N.J.S.A. 19:44A-20.4 et seq. provides for the Borough to solicit proposals through the fair and open process; and

WHEREAS, the Borough received solicited proposals on December 27, 2019 and said proposals were reviewed by the Mayor, Administrator, and CFO/QPA and the Mayor has recommended Maser Consulting as the Borough's Special Project Engineer for the year 2020; and

WHEREAS, the Chief Finance Officer has determined that the value of the contracts may exceed \$17,500.00; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account:

General Operating Budget

  
William J. Hance, CFO

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the Mayor and Borough Clerk are hereby authorized and directed to execute individual contracts for the services of the following Professionals in their area(s) of expertise, in accordance with the proposals submitted:


Award to: Maser Consulting, 331 Newman Springs Rd #203, Red Bank, NJ 07701  
Amount: Amount not to exceed \$100,000.

BE IT FURTHER RESOLVED that these contracts have been awarded upon recommendation by the Administration, after review and based on the merits and abilities of these professionals to provide the goods or services as described herein. These contracts are being awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the award of these contracts within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.).

Date: January 16, 2020  
Index: Awards - Professional Contracts  
C: W. Hance 1/28/20

  
Council

  
Keith S. Balla, Mayor

**RESOLUTION****0031704**

WHEREAS, it is necessary to retain the services of the Professional listed below for the year 2020; and

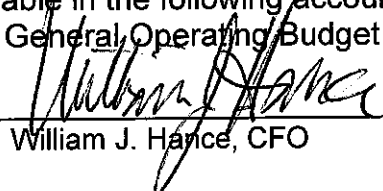
WHEREAS, N.J.S.A. 19:44A-20.4 et seq. provides for the Borough to solicit proposals through the fair and open process; and

WHEREAS, the Borough received solicited proposals on December 27, 2019 and said proposals were reviewed by the Mayor, Administrator, and CFO/QPA and the Mayor has recommended Shain Schaffer as the Borough's Special Counsel / Conflicts Counsel, for the year 2020; and

WHEREAS, the Chief Finance Officer has determined that the value of the contracts may exceed \$17,500.00; and

WHEREAS, the Chief Financial Officer of the Borough of Watchung has certified that funds are available in the following account:

General Operating Budget

  
William J. Hance, CFO

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the Mayor and Borough Clerk are hereby authorized and directed to execute individual contracts for the services of the following Professionals in their area(s) of expertise, in accordance with the proposals submitted:

Award to: Shain Schaffer, Suite 105, 150 Morristown Road, Bernardsville, NJ  
07924


Amount: \$165.00 per hour, Amount not to exceed \$50,000.

BE IT FURTHER RESOLVED that these contracts have been awarded upon recommendation by the Administration, after review and based on the merits and abilities of these professionals to provide the goods or services as described herein. These contracts are being awarded through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4 et seq.

BE IT FURTHER RESOLVED that the Borough Clerk is hereby authorized to advertise the award of these contracts within ten days from the date hereof in accordance with the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.).

Date: January 16, 2020  
Index: Awards - Professional Contracts  
C: W. Hance 1/28/20

  
Council

  
Keith S. Balla, Mayor

**RESOLUTION****0031705**

**WHEREAS**, Mayor Balla has recommended the appointment of certain officials for various terms,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Watchung that the following appointments, with attendant expiration dates where applicable, be confirmed:

**BOARD OF ADJUSTMENT**

|                      |                                   |
|----------------------|-----------------------------------|
| Charles Gunther      | - 4 year term expiring 12/31/2023 |
| Mitchell Tarashi     | - 4 year term expiring 12/31/2023 |
|                      | - 4 year term expiring 12/31/2023 |
| James Clemens -Alt 2 | - 2 year term expiring 12/31/2021 |

**PLANNING BOARD**

|                           |                                   |
|---------------------------|-----------------------------------|
| Paul Fiorilla             | - 4 year term expiring 12/31/2023 |
| Andrew Baldassarre- Alt 1 | - 2 year term expiring 12/31/2021 |
|                           | - 1 year term expiring 12/31/2020 |
| Pete Martino-Council Rep  | - 1 year term expiring 12/31/2020 |

**BOARD OF HEALTH**

|                             |                                   |
|-----------------------------|-----------------------------------|
| Francesca Escalera          | - 3 year term expiring 12/31/2022 |
| Julie Gunther               | - 3 year term expiring 12/31/2022 |
| Diane Logan                 | - 3 year term expiring 12/31/2022 |
| Meghana Anandarangam- Alt 1 | - 1 year term expiring 12/31/2021 |
| Nilima Palekar- Alt 2       | - 1 year term expiring 12/31/2020 |

**ENVIRONMENTAL COMMISSION**

|                 |                                   |
|-----------------|-----------------------------------|
| Douglas Speeney | - 3 year term expiring 12/31/2022 |
| Rachel Funcheon | - 3 year term expiring 12/31/2022 |
| Coraleine Kitt  | - 3 year term expiring 12/31/2022 |

**WILDLIFE MANAGEMENT ADVISORY COMMITTEE**

|                 |                                   |
|-----------------|-----------------------------------|
| Heidi Rubino    | - 3 year term expiring 12/31/2022 |
| Paul Michaelis  | - 3 year term expiring 12/31/2022 |
| John Hokenson   | - 2 year term expiring 12/31/2021 |
| Scott DiGiacomo | - 2 year term expiring 12/31/2021 |
| Ray Barrett     | - 1 year term expiring 12/31/2020 |

**RECREATION COMMISSION**

|                |                                    |
|----------------|------------------------------------|
| Allison Baitel | - 5 year term expiring 12/31/2024  |
| Suzanne Stiles | - 5 year term expiring 12/31/2024  |
| David Mobus    | - 5 year unexpired term 12/31/2020 |

**GREEN BROOK FLOOD CONTROL COMMISSION**

Stephen Black - 1 year term expiring 12/31/2020  
Wendy Robinson - 1 year term expiring 12/31/2020

**GREEN TEAM (1 Year Terms expiring 12/31/2020)**

William Hance  
John Santucci  
Margaret Ellis  
Shiv Goel

**LIBRARY ADVISORY COMMITTEE (1 Year Terms expiring 12/31/2020)**

Amy Fiorilla  
Nina Leach  
Margaret Ellis  
Tamara Benc  
Bradford Leigh  
Stella Couchells

**MUNICIPAL & COUNTY WASTEWATER MANAGEMENT COMMITTEE****(1 Year Terms expiring 12/31/2020)**

Engineer  
Ron Jubin

**MUNICIPAL ALLIANCE****(1 Year Terms expiring 12/31/2020)**

Stephen Black-Councilmember

**OFFICE OF EMERGENCY MANAGEMENT (OEM)**

Carolyn Solon- OEM Coordinator - 3 year term expiring 06/06/2022

**Staff:**

Joseph Cina – Police Chief 1<sup>st</sup> Deputy Coordinator  
Andrew Hart- Police LT 2<sup>nd</sup> Deputy Coordinator  
Michelle DeRocco- Borough Clerk  
Robert Burns- Public Works Manager  
William Hance- CFO  
Maria Fittipaldi -Admin Asst.  
Brian Townley- Police Dept IT Specialist

**Resident Members**

Charles Delaney  
Maryann Weber

**PARSA**

Stephen Black - 4 year term expiring 01/31/2024

**PUBLIC AGENCY COMPLIANCE OFFICER (PACO)**

Michelle DeRocco - 1 year term expiring 12/31/2020


R18:01/16/20

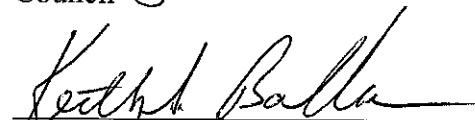
**TRAFFIC AND BEAUTIFICATION****(1 Year Term expiring 12/31/2020)**

Teresa DeFilippis  
Phyllis Juetter  
Linda Lauerman  
Vondre Mott  
Julie Schlotterbeck  
Charles Gunther  
MaryAnn Weber  
Sondra Epstein

**YOUTH SERVICES COMMISSION****(1 Year Terms expiring 12/31/2020)**

Lisa Delventhal  
Albert S. Ellis  
Linda Monetti  
Jason Moberly-Police Dept  
Wendy Robinson-Councilmember

  
\_\_\_\_\_  
Council

  
\_\_\_\_\_  
Keith S. Balla, Mayor

Date: January 16, 2020  
INDEX: Appointments

**RESOLUTION**

**WHEREAS**, the Borough of Watchung desires to constitute the 2020 temporary capital budget of said municipality by inserting therein the authorization providing for the resurfacing of various roads in the Borough.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Borough Council of the Borough of Watchung as follows:

SECTION 1. The 2020 temporary capital budget of the Borough of Watchung is hereby constituted by the adoption of a schedule to read as follows:

Temporary Capital Budget of the  
Borough of Watchung  
County of Somerset, New Jersey

Project Schedule for 2020

| Project                                     | Estimated Cost | Capital Improvement Fund | Debt Authorized |
|---|----------------|--------------------------|-----------------|
| Construction and Equipping of a New Library | \$6,200,000    | \$300,000                | \$5,900,000     |
| Total All Projects                          | \$6,200,000    | \$300,000                | \$5,900,000     |

SECTION 2. The Borough of Watchung hereby certifies that these projects will be included in the adopted 2020 capital budget.

**BE IT FURTHER RESOLVED**, that two copies of this resolution be filed with the Office of the Director of the Division of Local Government Services.

  
Council

  
Keith S. Balla, Mayor


Date: January 16, 2020  
Index: Finance Budget  
C: W. Hance  
1/19/20

## RESOLUTION

0031709

BE IT RESOLVED that the Ordinance **OR:20/01** entitled: **"BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION AND EQUIPPING OF A NEW LIBRARY, BY AND IN THE BOROUGH OF WATCHUNG, IN THE COUNTY OF SOMERSET, STATE OF NEW JERSEY; APPROPRIATING \$6,200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,900,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF"** having been adopted on first reading.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Watchung that the Borough Clerk is hereby directed to publish notice of said ordinance, along with notice of Public Hearing to be held on January 30, 2020 at a meeting beginning at 7:30 P.M. in the Municipal Building, 15 Mountain Boulevard, Watchung, New Jersey.

  
Council  
Keith S. Balla, Mayor

Date: January 16, 2020  
Index: Finance Bonds, Borough Properties  
C: W. Hance 1/19/20

**BOROUGH OF WATCHUNG  
COUNTY OF SOMERSET, STATE OF NEW JERSEY**

**BOND ORDINANCE OR:20/01**

**BOND ORDINANCE PROVIDING FOR THE  
CONSTRUCTION AND EQUIPPING OF A NEW LIBRARY,  
BY AND IN THE BOROUGH OF WATCHUNG, IN THE  
COUNTY OF SOMERSET, STATE OF NEW JERSEY;  
APPROPRIATING \$6,200,000 THEREFOR AND  
AUTHORIZING THE ISSUANCE OF \$5,900,000 BONDS OR  
NOTES OF THE BOROUGH TO FINANCE PART OF THE  
COST THEREOF**

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

**SECTION 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Watchung, in the County of Somerset, State of New Jersey (the "Borough"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$6,200,000, which sum includes a down payment for said improvements or purposes in the amount of \$300,000 required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). The down payment is available by virtue of a provision or provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$6,200,000 appropriation not provided for



by application hereunder of the \$300,000 down payment, negotiable bonds of the Borough are hereby authorized to be issued in a principal amount not exceeding \$5,900,000 pursuant to and within the limitations prescribed by the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$5,900,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3.** (a) The improvements hereby authorized and the purposes for which said bonds or notes are to be issued are for the construction and equipping of new library on property located at Block 1604, Lot 15.01 on the Official Tax Map of the Borough, located on Mountain Boulevard. Such improvements or purposes are to include, but are not limited to, as applicable, all necessary related improvements, engineering and design work, preparation of plans and specifications, permits, bid documents, contract administration, work, materials, property interest acquisition, site work, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$5,900,000.

(c) The estimated cost of said improvements or purposes is \$6,600,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the down payment in the amount of \$300,000 available for such improvements or purposes and an amount equal to \$400,000 which represents bond proceeds issued under section 3(a)(i) of Bond Ordinance OR:01/10, finally adopted on

April 26, 2001 and which bond proceeds are not necessary for such purpose and have been re-appropriated, pursuant to N.J.S.A. 40A:2-29 to the purposes authorized herein..

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Somerset make a contribution or grant in aid to the Borough, for the improvements and purposes authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Somerset. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Somerset, shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be

conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Borough may lawfully undertake as general improvements or purposes, and no part of the

cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$5,900,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$1,000,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

**SECTION 8.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the principal of the bonds or notes and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Borough reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

**SECTION 10.** The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bonds and notes issued under this bond ordinance.

**SECTION 11.** The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough, which are authorized herein, and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and

beneficial owners of obligations of the Borough, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 12.** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING**  
**DATED: January 16, 2020**

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**Michelle DeRocco, RMC**  
**Clerk of the Borough of Watchung**

**ADOPTED ON SECOND READING**  
**DATED: January 30, 2020**

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**Michelle DeRocco, RMC**  
**Clerk of the Borough of Watchung**

**APPROVAL BY THE MAYOR ON THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2020.**

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**Keith S. Balla, Mayor**  
**Borough of Watchung**

**BOROUGH OF WATCHUNG  
COUNTY OF SOMERSET, STATE OF NEW JERSEY**

**BOND ORDINANCE OR:20/01**

**BOND ORDINANCE PROVIDING FOR THE  
CONSTRUCTION AND EQUIPPING OF A NEW LIBRARY,  
BY AND IN THE BOROUGH OF WATCHUNG, IN THE  
COUNTY OF SOMERSET, STATE OF NEW JERSEY;  
APPROPRIATING \$6,200,000 THEREFOR AND  
AUTHORIZING THE ISSUANCE OF \$5,900,000 BONDS OR  
NOTES OF THE BOROUGH TO FINANCE PART OF THE  
COST THEREOF**

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

**SECTION 1.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Borough of Watchung, in the County of Somerset, State of New Jersey (the "Borough"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$6,200,000, which sum includes a down payment for said improvements or purposes in the amount of \$300,000 required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). The down payment is available by virtue of a provision or provisions in a previously adopted budget or budgets of the Borough for down payment or for capital improvement purposes.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$6,200,000 appropriation not provided for

by application hereunder of the \$300,000 down payment, negotiable bonds of the Borough are hereby authorized to be issued in a principal amount not exceeding \$5,900,000 pursuant to and within the limitations prescribed by the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Borough in a principal amount not exceeding \$5,900,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3.** (a) The improvements hereby authorized and the purposes for which said bonds or notes are to be issued are for the construction and equipping of new library on property located at Block 1604, Lot 15.01 on the Official Tax Map of the Borough, located on Mountain Boulevard. Such improvements or purposes are to include, but are not limited to, as applicable, all necessary related improvements, engineering and design work, preparation of plans and specifications, permits, bid documents, contract administration, work, materials, property interest acquisition, site work, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$5,900,000.

(c) The estimated cost of said improvements or purposes is \$6,600,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the down payment in the amount of \$300,000 available for such improvements or purposes and an amount equal to \$400,000 which represents bond proceeds issued under section 3(a)(i) of Bond Ordinance OR:01/10, finally adopted on



April 26, 2001 and which bond proceeds are not necessary for such purpose and have been re-appropriated, pursuant to N.J.S.A. 40A:2-29 to the purposes authorized herein..

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Somerset make a contribution or grant in aid to the Borough, for the improvements and purposes authorized hereby and the same shall be received by the Borough prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Somerset. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Somerset, shall be received by the Borough after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Borough as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Borough, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be

conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The Borough hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Borough is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Borough may lawfully undertake as general improvements or purposes, and no part of the

cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Borough and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Borough as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$5,900,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$1,000,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

**SECTION 8.** The full faith and credit of the Borough are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Borough, and the Borough shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Borough for the payment of the principal of the bonds or notes and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Borough reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Borough's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

**SECTION 10.** The Borough covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bonds and notes issued under this bond ordinance.

**SECTION 11.** The Chief Financial Officer of the Borough is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Borough, which are authorized herein, and to execute such disclosure document on behalf of the Borough. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Borough pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and

beneficial owners of obligations of the Borough, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Borough fails to comply with its undertaking, the Borough shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**SECTION 12.** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING**  
**DATED: January 16, 2020**

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**Michelle DeRocco, RMC**  
**Clerk of the Borough of Watchung**

**ADOPTED ON SECOND READING**  
**DATED: January 30, 2020**

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**Michelle DeRocco, RMC**  
**Clerk of the Borough of Watchung**

**APPROVAL BY THE MAYOR ON THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2020.**

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**Keith S. Balla, Mayor**  
**Borough of Watchung**

0031717

**BOROUGH OF WATCHUNG  
RESOLUTION**

**RESOLUTION REAPPROPRIATING \$400,000 EXCESS BOND PROCEEDS FROM  
BOND ORDINANCE NUMBER OR:01/10 TO PROVIDE FOR THE CONSTRUCTION  
OF A LIBRARY BY AND FOR THE BOROUGH OF WATCHUNG, IN THE COUNTY  
OF SOMERSET, STATE OF NEW JERSEY**

**WHEREAS**, the Borough Council of the Borough of Watchung, in the County of Somerset, State of New Jersey (the "City"), finally adopted Bond Ordinance Number OR:01/10 on April 26, 2001 (the "Ordinance"); and

**WHEREAS**, following the effective date of the Ordinance, the City issued bonds to fund certain improvements authorized therein; and

**WHEREAS**, the Borough has completed the improvements or purposes set forth in section 3(a) (i) of the Ordinance; and

**WHEREAS**, the Borough has determined that bond proceeds in the amount of \$400,000 (the "Excess Proceeds") are not necessary for the improvement described in Section 3(a)(i) of the Ordinance; and

**WHEREAS**, in accordance with its statutory powers set forth in section 39 of the Local Bond Law, N.J.S.A. 40A:2-1 et seq., the Borough Council has determined that it is in the best interest of the Borough to reappropriate the Excess Proceeds to finance the cost of the construction and equipping of a Library by and for Borough (the "New Purpose"), thereby, avoiding the need to incur additional Borough debt to finance such capital needs; and

**WHEREAS**, the Borough Council now desires to reappropriate the Excess Proceeds to such New Purpose for which purposes bonds may be issued; and

**NOW, THEREFOR, BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE  
BOROUGH OF WATCHUNG, IN THE COUNTY OF SOMERSET STATE OF NEW  
JERSEY, AS FOLLOWS:**

**SECTION 1.** Excess Proceeds of the Ordinance in the amount of \$400,000 are no longer necessary for the purposes for which they were authorized and issued.

**SECTION 2.** The \$400,000 in Excess Proceeds is hereby reappropriated; pursuant to N.J.S.A. 40A:2-39, and shall be used to finance the cost of the construction and equipping of a Library by and for the Borough.

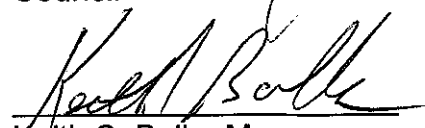
0031718

**SECTION 3.** The capital budget of the Borough is hereby amended to conform with the provisions of this resolution to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, shall be on file in the office of the Borough Clerk and will be available for public inspection.

**SECTION 4.** This resolution shall take effect immediately.

Date: January 16, 2020  
Index: Finance Bonds  
C: W. Hance

1/16/20

  
\_\_\_\_\_  
Council  
  
\_\_\_\_\_  
Keith S. Balla, Mayor

**CERTIFICATION**

I, Michelle DeRocco, Clerk of The Borough of Watchung, in the County of Somerset, State of New Jersey, DO HEREBY CERTIFY that the annexed resolution is a true, complete and correct copy of a resolution duly adopted by the Borough Council at a meeting duly called and held January 16, 2020, in full compliance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., at which meeting a quorum was present and acting throughout and which resolution has not been repealed, amended or rescinded but remains in full force and effect on and as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

(SEAL)

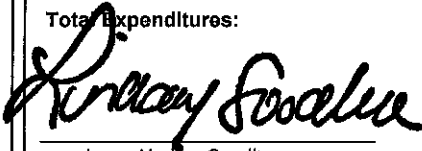
**Michelle DeRocco, RMC**  
**Clerk of the Borough of Watchung**

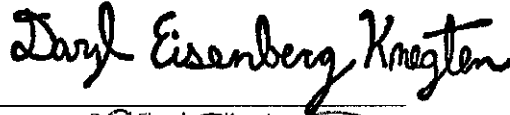
## RESOLUTION

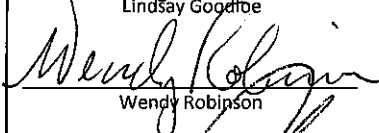
0031719

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Watchung,  
that the Borough Treasurer be, and is hereby directed to pay bills in the amount of  
4223,745.73 per the attached bill list. The expenditures can be broken down into  
the following categories:

|   |           |                     |
|---|-----------|---------------------|
| Affordable Housing Trust                  | \$        | 1,188.00            |
| Animal Control                            | \$        | -                   |
| Assessment Trust Fund                     | \$        | 10,025.97           |
| Capital Fund                              | \$        | 241,221.74          |
| Developer's Escrow                        |           |                     |
| Other Escrow                              | \$        | 49,071.75           |
| Watchung Board of Education Taxes         | \$        | 984,420.00          |
| Watchung Hills Regional High School Taxes | \$        | 953,969.00          |
| Somerset County Taxes                     | \$        | -                   |
| Somerset County Library Tax               | \$        | -                   |
| Somerset County Open Space Tax            | \$        | -                   |
| Current Fund                              | \$        | 1,962,316.21        |
| Grant Fund                                | \$        | 21,533.06           |
| Watchung Community Foundation             | \$        | -                   |
| <b>Total Expenditures:</b>                | <b>\$</b> | <b>4,223,745.73</b> |

  
Lindsay Goodloe

  
Daryl Eisenberg Knechten

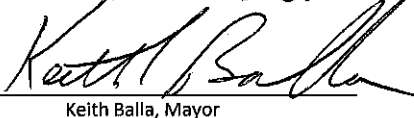
  
Wendy Robinson

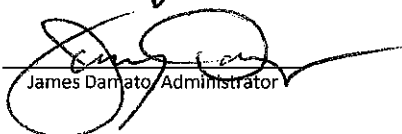
  
Pietro Martino

  
Ronald Jubin

  
Stephen Black

  
William J. Hance, CFO

  
Keith Balla, Mayor

  
James Damato, Administrator

Date: January 16, 2020

Index: Finance

C: Finance

1/30/20



**RESOLUTION**

**0031720**

**WHEREAS**, Section 8 of the Open Public Meetings Act (N.J.S.A. 10:4-12(b)(1-9) permits the exclusion of the public from a meeting in certain circumstances; and

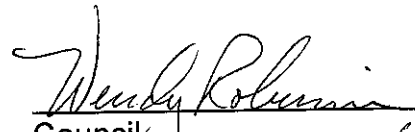

**WHEREAS**, the Borough Council is of the opinion that such circumstances exist.

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

1. The public shall be excluded from discussion of and action on the closed session of the Special Meeting held on January 16, 2020.
2. The general nature of the subject matter to be discussed is as follows:

Executive Session:  
Contract Negotiations

3. Minutes of said discussion will be made available as soon as it is deemed in the public interest to do so.
4. The Borough Council may take official action on those items discussed in Executive Session upon completion of the executive session.
5. This resolution shall take effect immediately.

  
Council  
  
Keith S. Balla, Mayor

*MDK* January  
Date: ~~December~~ 16, 2020  
Index: Misc.