

# **BERNARDS TOWNSHIP**

## **PLANNING BOARD**

### **MINUTES** v2

Regular Meeting

March 6, 2018

Chairwoman Piedici called the meeting to order at 7:30 PM.

### **FLAG SALUTE**

### **OPEN PUBLIC MEETING STATEMENT**

Chairwoman Piedici read the following open meeting and procedural statement:

"In accordance with the requirements of the Open Public Meetings Law of 1975, notice of this regular meeting of the Planning Board of the Township of Bernards was posted on the bulletin board in the reception hall of the Municipal Building, Collyer Lane, Basking Ridge, NJ, was sent to the Bernardsville News, Bernardsville, NJ, and to the Courier News, Bridgewater, NJ, on January 19, 2017 and was electronically mailed to those people who have requested individual notice and paid the required fee.

The following procedure has been adopted by the Bernards Township Planning Board. There will be no new cases heard after 10:00 PM and no new witnesses or testimony heard after 10:30 PM."

### **ROLL CALL:**

Members Present: Asay, Bianchi, Crane, Malay, Moschello, Piedici, Ross, Surano, Zaidel.

Members Late: NONE

Members Absent: Coelho

Also Present: Board Attorney Jonathan Drill, Esq.; Township Planner David Schley, PP, AICP;  
Township Engineer, Thomas Timko, PE, CME; Board Secretary, Cyndi Kiefer.

### **APPROVAL OF MINUTES**

**February 20, 2018 - Regular Session** - Mr. Surano moved approval of the minutes as drafted.  
Second by Mr. Zaidel.

Roll Call:

Aye: Asay, Bianchi, Crane, Moschello, Piedici, Ross, Surano, Zaidel.

Nay: NONE

Abstain: NONE

Motion carried.

**February 20, 2018 - Closed Session #1** - Mr. Moschello moved approval of the minutes as drafted. Second by Mr. Ross.

Roll Call:

Aye: Asay, Bianchi, Crane, Moschello, Piedici, Ross, Surano, Zaidel.

Nay: NONE

Abstain: NONE

Motion carried.

**February 20, 2018 - Closed Session #2** - Mr. Surano moved approval of the minutes as drafted. Second by Committeewoman Bianchi.

Roll Call:

Aye: Asay, Bianchi, Crane, Moschello, Piedici, Ross, Surano, Zaidel.  
Nay: NONE  
Abstain: NONE

Motion carried.

**APPROVAL OF RESOLUTIONS**

**Resolution #PB11-008B** - Pizzo, Kenneth & Meaghan; Block 7301, Lot 42.04; 37 Kenworthy Court; Revision to Preliminary & Final Major Subdivision; (approval).

Deputy Mayor Malay moved approval of the resolution as drafted. Second by Mr. Ross.

Roll Call:

Aye: Asay, Malay, Moschello, Piedici, Ross, Surano, Zaidel.  
Nay: NONE  
Abstain: Bianchi, Crane.

Motion carried.

**Resolution #PB11-010B** - LOUJOR, LLC (Mayo); Block 7301, Lot 42.05; 27 Kenworthy Court; Revision to Preliminary & Final Major Subdivision; (approval).

Deputy Mayor Malay moved approval of the resolution as drafted. Second by Mr. Ross.

Roll Call:

Aye: Asay, Malay, Moschello, Piedici, Ross, Surano, Zaidel.  
Nay: NONE  
Abstain: Bianchi.

Motion carried.

**ORDINANCE REFERRAL** - Ordinance #2379 - An Ordinance of the Township of Bernards, County of Somerset, State of New Jersey, Amending the Code of the Township of Bernards, Chapter 21, "Revised Land Use Ordinances", Regarding Escrow Deposits for Variance Applications.

Mr. Schley explained the purpose of the ordinance. Mr. Ross moved to find the ordinance was not inconsistent with the Master Plan. Second by Mr. Surano.

Roll Call:

Aye: Asay, Bianchi, Malay Moschello, Piedici, Ross, Surano.  
Nay: Crane, Zaidel.  
Abstain: NONE

Motion carried.

Mr. Drill instructed Ms. Kiefer to advise the Township Committee that the Planning Board had found that the ordinance was not inconsistent with the Master Plan.

Deputy Mayor Malay left the meeting at 7:51 PM.

**EXECUTIVE SESSION**

**Resolution authorizing a closed session for the purpose of:** discussion of (1) the status of the Request for Proposal (RFP) for the Board's professional engineering expert; and (2) matters falling within the attorney-client privilege where confidentiality is required for the Board Attorney to exercise his ethical duties as a lawyer, namely legal advice regarding the RFP.

Chairwoman Piedici read the resolution in its entirety into the record.

Mr. Crane moved approval and Mr. Moschello seconded.

Roll Call:

Aye: Asay, Bianchi, Crane, Moschello, Piedici, Ross, Surano, Zaidel.  
Nay: NONE  
Abstain: NONE

Motion carried.

The Open Session of the March 6, 2018 Planning Board meeting was recessed at 7:51 PM.

\* \* \* \* \*

Mr. Ross moved, Mr. Moschello seconded, and by unanimous Voice Vote, the Open Session of the March 6, 2018 Planning Board meeting was reconvened at 7:55 PM.

**COMMENTS FROM STAFF**

Ms. Kiefer reminded the board members that they were required by the New Jersey Department of Environmental Protection to complete the stormwater management online course.

**COMMENTS FROM MEMBERS**

Mr. Crane reiterated his comments from the last meeting concerning his disappointment in the quality of the educational materials contained in the stormwater management online course and questioned whether the NJDEP had the statutory authority to make course completion mandatory. Mr. Timko affirmed that the NJDEP did have that authority.

Since there were no applications to hear or business to conduct at the next scheduled meeting on March 20, 2018, it was cancelled.

**ADJOURN**

Having no further business to conduct, Chairwoman Piedici asked for a motion to adjourn.

Mr. Moschello moved, Ms. Asay seconded and by unanimous Voice Vote, the meeting was adjourned at 7:59 PM.

Respectfully submitted,

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Cyndi Kiefer, Secretary  
Township of Bernards  
Planning Board