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**ORDINANCE #2009 - AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF BERNARDS, CHAPTER VII, “TRAFFIC,” SCHEDULE XIV “NO LEFT TURN” EXITING BERNARDS TOWNSHIP HEALTH DEPARTMENT DRIVEWAY EXIT ONTO SOUTH FINLEY AVENUE – INTRODUCTION..... 42**

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**EXECUTIVE SESSION (CONTINUATION OF EARLIER SESSION, IF REQUIRED) .. 45**

**ADJOURNMENT ..... 45**

## AGENDA SESSION PORTION

### CALL TO ORDER

The mayor called the meeting to order at 7:30 PM. Those assembled saluted the flag and the mayor read the open public meetings statement in accordance with the law.

### ROLL CALL

Present: Kelly, Malay, Pavlini (7:35 PM), Spitzer, Carpenter

Absent:

Also Present: CFO/Administrator McArthur, Attorney Belardo, Deputy Municipal Clerk Osborne

### EXECUTIVE SESSION – [Resolution #080193](#)

Motion by Kelly, second by Malay, and unanimously agreed to adopt Resolution #080193 and the meeting temporarily adjourned to executive session at 7:32 PM.

**WHEREAS**, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, County of Somerset, State of New Jersey, as follows:

1. The public shall be excluded from discussion of an action upon the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> Litigation       | Attorney Client/ Millington Quarry/Tilcon v. Bernards Township  |
| <input checked="" type="checkbox"/> Land Acquisition | English; Block 9301, Lot 9; Block 7703, Lot 22<br>Block 11201, Lot 1<br>Pyne; Property; B9601, Lots 8, 9, 11, 12, 13, & 14<br>Winter; Block 3601, Lot 4 |

3. It is anticipated that the minutes on the subject matters of the closed session will be made public upon conclusion, dismissal or settlement of litigation; or final resolution of agreements on personnel matters; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 4-13.
4. The committee will come back into open session and may take further action.
5. This resolution shall take effect immediately.

The Executive Session closed at 8:10 PM and a short recess was taken.

The meeting resumed in open session at 8:18 PM.

**Ordinance #2009 - An Ordinance to Amend the Revised General Ordinances of the Township of Bernards, Chapter VII, "Traffic," Schedule XIV "No Left Turn" Exiting Bernards Township Health Department Driveway Exit onto South Finley Avenue – Discussion**

The committee reviewed the ordinance and agreed to list it on the regular agenda portion of the meeting for introduction.

**Ordinance #2011 - An Ordinance of the Township of Bernards, County of Somerset, State of New Jersey, Amending, Revising and Supplementing the Code of the Township of Bernards, Specifically: Chapter 4, "General Licensing", Section 9 "Quarrying", Subsection 5 "Rehabilitation of the Quarry Property", Paragraph b "Minimum Contents of Rehabilitation Plan", Subparagraph 4 – Discussion**

The committee reviewed the ordinance and agreed to list it on the regular agenda portion of the meeting for introduction.

**Resolution #080221 - Approval of Independent Agreement with Somerset County Coalition on Affordable Housing (SCCOAH) at a cost not to exceed \$49,048.94 (*Funding for this Contract is not from General Revenues, but from Funds Contributed by Developers to the Development Fee Account Pursuant to Section 21-76.16 of Revised Land Use Ordinances of the Twp of Bernards*) – Discussion**

With the imminent retirement of the township's housing officer, the township solicited a proposal from the Somerset County on Affordable House on administering the Bernards program. The committee was pleased with the proposal and agreed to enter into an agreement with SCOA and the resolution was listed on the regular agenda portion of the meeting for formal action.

By contracting with SCOA, the township can eliminate a full-time position through attrition.

By unanimous consent with the exception of Kelly, the Committee agreed to list it on the regular agenda portion of the meeting for adoption.

## REGULAR SESSION PORTION

### AMEND AGENDA

Based on discussions during the work session portion of the meeting, Ordinances #2009, #2011 and Resolutions #080221 and #080226 will be added to the agenda.

### MINUTES

03/25/2008 – Combined Agenda/Regular Meeting – Open Session

03/28/2008 – Special Meeting – Open Session

04/01/2008 – Special Meeting – Open Session

By unanimous consent, these minutes were approved for content and release.

04/01/2008 – Special Meeting – Executive Session  
03/25/2008 – Combined Agenda/Regular Meeting – Executive Session  
03/28/2008 – Special Meeting – Executive Session

By unanimous consent, these minutes were approved for content only.

## **FIRE & RESCUE APPOINTMENTS**

[Resolution #080196](#) - Appointment to Membership in Township of Bernards Volunteer Liberty Corner Fire Company,

Motion by Malay, second by Pavlini, and unanimously agreed that Resolution #080196 be approved.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:

Motion Carried.

**WHEREAS**, pursuant to §2-14.1 of the Revised General Ordinances of the Township of Bernards, the volunteer fire department consisting of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company, Inc., are hereby made the fire department for the Township of Bernards; and

**WHEREAS**, the **Liberty Corner Fire Company** is recommending \_\_\_\_\_, \_\_\_\_\_, NJ, for appointment as a Junior Firefighter's Auxiliary member;

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that \_\_\_\_\_ is hereby appointed as a Junior Firefighter's Auxiliary Member of the Liberty Corner Fire Company effective this date.

[Resolution #080197](#)- Appointment to Membership in Township of Bernards Volunteer Basking Ridge Fire Co. #1 \_\_\_\_\_, and Michelle Y. Huber

Motion by Pavlini, second by Malay, and unanimously agreed that Resolution #080196 be approved.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:

Motion Carried.

**WHEREAS**, pursuant to §2-14.1 of the Revised General Ordinances of the Township of Bernards, the volunteer fire department consisting of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company, Inc. are hereby made the fire departments for the Township of Bernards; and

**WHEREAS**, the Basking Ridge Fire Company #1 is recommending the following individuals for appointment:

MEMBERSHIP

<u>NAME</u>	<u>ADDRESS</u>	<u>STATUS</u>
Sarah L. Bonnefoi	30 East Craig Street Basking Ridge, NJ	Full
Kirsten Freeman	292 South Finley Avenue Basking Ridge, NJ	Full
Jerry Giordano	285 Mountain Road Basking Ridge, NJ	Full
Michelle Y. Huber	41 Berkeley Circle Basking Ridge, NJ	Full

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the above individuals are hereby appointed as members of the Basking Ridge Fire Company #1 effective this date.

### **CORRESPONDENCE**

*E-Mail dated 04/15/2008 from 7 Town Group Regarding COAH Litigation*

The Committee favored joining the 7 Town Group in litigation opposing COAH's third round regulations. A resolution will be prepared for the May 13, 2006 meeting.

*E-Mail dated 02/13/2007 from Kohler Waste Services Concerning Use of Small Trucks*

The Committee acknowledged and approved the request for use of small trucks.

*Letter Dated 03/27/2008 from NJDEP Concerning Bridge (Structure #1809-158) Rehabilitation Project in the Franklin Corners Historic District*

The Committee acknowledged the request and did not disagree with NJDOT's findings and conclusions with regard to this project. Administrator McArthur informed the Committee that Engineer/Planner Messina will be responding to NJDOT.

*E-Mail dated 03/28/2008 from Historical Society Requesting Reconsideration of Farmhouse at McCollum Farm*

The Committee acknowledged the request and scheduled it for further discussion on April 29, 2008.

*Resolution from Middletown, NJ, Urging the Governor and Legislature to Implement a Stay on the Further Implementation of the COAH Third Round Proposals and Fair Housing*

The Committee agreed to approve a resolution on May 13, 2008 opposing the COAH proposals and Fair Housing legislation.

*Request for Signage – Mansions in May*

The Committee acknowledged and approved the request. A resolution will be prepared for the April 29, 2008 meeting.

### **REPORTS**

None.

## **PUBLIC COMMENT**

Anna Lustenberg, External Affairs Director for Verizon, invited the Committee to attend Verizon's Volunteer Fair on April 29, 2008.

The following members of the public commented on the Quarry and the contaminated soils:

Bill Walsh, 3447 Valley Road

Rich Bianchi, 55 Spring House Lane

Dr. Paul Lyons, 15 Pheasant Lane

Christine Thoma, 3132 Valley Road

Tom Handabaka, 30 Saint Nickolas Way

Cindy McWilliams, 22 Normandy Court

Lynn Gockel, 8 Wolf Lane

Kim Geary, 4 Blackburn Road

Suzanne Quigley, 16 Saint Nicholas Way

Christine Walsh, 3447 Valley Road

Vann Vogel, 11 Summit Drive

Steve Castronovo, 6 Woodstone Road

Phil Leopold, 50 Peachtree Road

Carol Bianchi, 55 Spring House Lane

Elisa Narsu, 37 Sentinel Drive

Kim Gallimore, 29 Cooper Lane

Michael Barth, 14 Annin Road

Donna Haiback, 17 Launcelot Lane

John Gannon, 4 Woodstone Road, offered to put \$20,000 into a fund to help continue to fight the Quarry on these issues.

Todd Edelstein, 172 Riverside Drive, commented on the budget and ladder truck.

Mayor Carpenter recommended posting on the website the testing protocol that is being followed now and Malay wanted to make sure the ordinance is also on the website. Since the public was interested in all the testing results, the 3 failed load tests and the 4 borings done by Millington Quarry, Spitzer recommended posting these results on the website.

## **TOWNSHIP COMMITTEE/STAFF COMMENTS**

Staff and committee members commented on their recent activities.

## **UNFINISHED BUSINESS**

[Ordinance #2000](#) - *An Ordinance of the Township of Bernards, County of Somerset, State of New Jersey, Amending, Revising and Supplementing the Code of the Township of Bernards, Chapter 21, "Revised Land Use Ordinances", Article IV "Zoning", Section 21-11 "Nonconforming Uses and Structures" – Public Hearing*

The committee acknowledged the following Planning Board Report:

*The Planning Board discussed the above proposed ordinance at their public meetings on April 8, 2008 and April 15, 2008, during which hearings the Board heard input from the public and consulted with their professional staff. Since "partial destruction" is a statutory term and "substantially totally destroyed" is derived from case law, the Board concluded that the proposed ordinance should not attempt to further define these terms by setting forth any objective criteria. Therefore, the Board recommends the proposed ordinance be revised to delete the last sentence in the proposed second paragraph of §21-11.2, "Structures", as shown below.*

*"Any structure which meets the use requirements of this article and is nonconforming because of any of the following: lot area, width, frontage, height, FAR, coverage and/or yard regulations, may be restored or repaired in the event of partial destruction thereof without an application to the Zoning Board of Adjustment. For the purposes of this section, if a structure is substantially totally destroyed, then such destruction exceeds partial destruction and the structure may not be restored or repaired except in accordance with all current requirements of this chapter."*

The deputy clerk read the ordinance by title and the mayor opened the public hearing. There were no comments and the hearing was closed.

The Committee discussed the Planning Board's recommendation and decided not to amend the ordinance

Motion by Malay, second by Spitzer, that Ordinance #2002 be adopted and advertised as required by law.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:

Motion Carried.

## **NEW BUSINESS**

### *Consent Agenda*

The items listed within the consent agenda portion of the meeting have been referred to the Township Committee for reading and study, a copy placed on the bulletin board of the meeting room and are considered routine and will be enacted by one motion of the Township Committee with no separate discussion. If separate discussion is required, the item may be removed from the agenda by township committee action and placed on the regular agenda under new business.

By unanimous consent the following Resolutions #080195, #080200, #080203, #080211, #080212 were removed from the consent agenda. Motion by Pavlini, second by Malay, to approve the balance of the consent items.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:  
 Abstain:  
 Motion Carried.

**\*\*Begin Consent Agenda\*\***

**Resolution #080194 - Approval of the Bill List Dated 04/23/2008**

**BE IT RESOLVED**, that the bill list dated 04/23/2008 be audited, and if found correct, be paid.

04/23/08  
 Page No: 1  
 12:08:09

TOWNSHIP OF BERNARDS

Check Register By Check Date

-----  
 Range of Checking Accts: CASH - CHECKING to CASH - CHECKING Range of Check Dates: 04/23/08 to 04/23/08  
 Report Type: All Checks Report Format: Super Condensed Check Type:  
 Computer & Manual

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Number
CASH - CHECKING					
66878	04/23/08	Alignment Check		VOID	
66879	04/23/08	70135 HUGHES, KATE	40.00		895
66880	04/23/08	72012 PINGRY CORPORATION	1,898.50		895
66881	04/23/08	72067 HOROWITZ, ROBERT I.	1,440.00		895
66882	04/23/08	90049 HALL, JAMES	2,065.00		895
66883	04/23/08	90057 INTILI II, EDWARD T.	189.00		895
66884	04/23/08	90071 KRUKOWSKI, RICH	120.00		895
66885	04/23/08	90095 SNYDER, DANIEL	949.84		895
66886	04/23/08	90108 MIMLITSCH, SHARON	200.00		895
66887	04/23/08	90128 SZABO, DENISE	62.57		895
66888	04/23/08	90142 SUDANO, MARCIA	66.25		895
66889	04/23/08	90154 BARTSCH, VIRGINIA	14.14		895
66890	04/23/08	90160 ELDER, STEPHEN	68.95		895
66891	04/23/08	90162 MESSINA, PETER A.	60.00		895
66892	04/23/08	90226 LITTLE, KEVIN	200.00		895
66893	04/23/08	90227 SHIMSKY, MICHAEL	81.84		895
66894	04/23/08	90239 SCHLEY, DAVID L	60.00		895
66895	04/23/08	90240 STORK, ELLEN C.	17.68		895
66896	04/23/08	90265 MEANY, ANNE	86.86		895
66897	04/23/08	90279 NEIL, DAWN	32.00		895
66898	04/23/08	90302 CHENG, HANK	90.00		895
66899	04/23/08	90339 RUPP, CYNTHIA	200.00		895
66900	04/23/08	90361 ROSER, KRISTINA	127.76		895
66901	04/23/08	90366 OLIVARI, KAREN	88.59		895
66902	04/23/08	90371 BLAZURE, ROBIN	132.31		895
66903	04/23/08	A0005 OHLIN SALES, INC. D/B/A	17.46		895
66904	04/23/08	A0027 AT&T	76.14		895
66905	04/23/08	A0044 APPROVED FIRE PROTECTION SYS	1,346.85		895
66906	04/23/08	A0162 ACME DIESEL ELECTRIC, INC.	300.00		895
66907	04/23/08	A0168 ALLIED OIL COMPANY, LLC	60,422.67		895
66908	04/23/08	A0171 AUTOMATED WASTE EQUIPMENT CO.	2,400.00		895
66909	04/23/08	A0312 AMATEUR SOFTBALL ASSOCIATION	600.00		895
66910	04/23/08	A0327 ACCURINT	106.60		895
66911	04/23/08	A0381 BLACK LAGOON	100.00		895
66912	04/23/08	A0398 ABSO	182.50		895
66913	04/23/08	A0404 APRUZZESE, MCDERMOTT, ET AL	1,909.00		895
66914	04/23/08	A0419 ARCO STEEL COMPANY	582.00		895
66915	04/23/08	A0424 AM/PM SERVICES	184.00		895
66916	04/23/08	A0454 ARDIFF, TOM	360.00		895
66917	04/23/08	A0457 ATLAS BUSINESS SOLUTIONS	1,004.95		895
66918	04/23/08	A0459 ATLANTIC SCALE COMPANY, INC.	2,732.22		895
66919	04/23/08	B0001 BAKER & TAYLOR, INC.	0.00	04/23/08 VOID	0
66920	04/23/08	B0001 BAKER & TAYLOR, INC.	8,890.11		895
66921	04/23/08	B0003 BAKERS AUTO PARTS, INC.	285.61		895
66922	04/23/08	B0010 BITAR ESQ., THOMAS J.	8,992.35		895
66923	04/23/08	B0020 BASKING RIDGE ELECTRIC CO., INC	1,114.00		895

66924	04/23/08	B0026	BERNARDS TOWNSHIP CURRENT	5,197.51	895
66925	04/23/08	B0031	BERNARDSVILLE PRINT CENTER	898.65	895
66926	04/23/08	B0034	BERNARDS TOWNSHIP PAYROLL ACCT	1,034,533.21	895
66927	04/23/08	B0038	BERNARDS TOWNSHIP (COURT)	195.07	895
66928	04/23/08	B0050	BERNARDSVILLE ONE HOUR PHOTO	11.70	895
66929	04/23/08	B0066	BANJO RAGTIMERS ENTERTAINMENT	795.00	895
66930	04/23/08	B0128	INTERNATIONAL CODE COUNCIL	60.00	895
66931	04/23/08	B0203	DIFRANCESCO, BATEMAN, COLEY,	540.76	895
66932	04/23/08	B0257	BOUDREAU, PAUL	40.00	895
66933	04/23/08	B0311	BOBCAT OF CENTRAL JERSEY	294.34	895
66934	04/23/08	B0318	BRACAGLIA, DEBBIE	40.00	895
66935	04/23/08	B0386	BWI	157.84	895
66936	04/23/08	B0447	BRODART LIBRARY SUPPLIES&FURN	183.43	895
66937	04/23/08	B0519	BBC AUDIOBOOKS AMERICA	210.63	895
66938	04/23/08	B0527	B&H	3,382.90	895
66939	04/23/08	B0529	BLABOLIL, ROBERT	450.00	895
66940	04/23/08	B0531	BAKER, JOYCE	15.00	895
66941	04/23/08	B0532	BARRY, EILEEN	70.00	895
66942	04/23/08	B0533	BURNETT, ROBERT	40.00	895
66943	04/23/08	C0003	CASCADE TREE SERVICE	8,645.00	895
66944	04/23/08	C0008	CHILDREN'S PRESS	24.05	895
66945	04/23/08	C0024	COURIER NEWS	316.45	895
66946	04/23/08	C0026	CREATIVE VISUAL SYSTEMS	390.78	895
66947	04/23/08	C0028	CY DRAKE LOCKSMITHS, INC.	104.95	895
66948	04/23/08	C0037	CLERK'S PETTY CASH	10.00	895
66949	04/23/08	C0068	CENOGENICS CORPORATION	441.00	895
66950	04/23/08	C0083	CDW GOVERNMENT, INC.	377.90	895
66951	04/23/08	C0113	CENTRAL JERSEY LAW ENFORC.ASSN	100.00	895
66952	04/23/08	C0146	CORBETT, MYRA	30.86	895
66953	04/23/08	C0208	NJCACOA	49.00	895
66954	04/23/08	C0220	COUNTY OF SOMERSET	9.00	895
66955	04/23/08	C0321	COLONTONE, FRANK	1,000.00	895
66956	04/23/08	C0348	CENTRAL JERSEY BOBCAT	224.90	895
66957	04/23/08	C0408	CHAMPION UNIFORM SUPPLY	1,301.50	895
66958	04/23/08	C0422	CENTRALPACK SERVICE CORP.	724.50	895
66959	04/23/08	C0482	CABLEVISION OF RARITAN VALLEY	109.00	895
66960	04/23/08	C0530	CIT FINANCIAL SERVICES	479.60	895
66961	04/23/08	C0545	CONCERN EAP	590.40	895
66962	04/23/08	C0556	CIMAGLIA, DAVE	120.00	895
66963	04/23/08	C0559	CARPETCYCLE, LLC	250.00	895
66964	04/23/08	C0563	CITIMORTGAGE	6,697.58	895
66965	04/23/08	D0013	DUN & BRADSTREET	704.50	895
66966	04/23/08	D0033	DEMCO	534.66	895
66967	04/23/08	D0040	DORELL & SONS, INC.	130.00	895
66968	04/23/08	D0063	DELUXE INTERNATIONAL TRUCKS	341.17	895
66969	04/23/08	D0204	DRIVERS LICENSE GUIDE COMPANY	280.35	895
66970	04/23/08	D0215	D LOVENBERG'S PORTABLE TOILETS	1,445.00	895
66971	04/23/08	D0236	DOUCHE TRUCK COVERS & TARPS	373.00	895
66972	04/23/08	D0283	DOCKERY, JEFFORY A.	868.59	895
66973	04/23/08	D0309	DAILY RECORD - SUBSCRIPTIONS	157.49	895
66974	04/23/08	D0310	DATA NETWORK SOLUTIONS	700.00	895
66975	04/23/08	D0323	DED USA, LLC	550.50	895
66976	04/23/08	D0339	DEER CARCASS REMOVAL SVC, LLC	194.85	895
66977	04/23/08	D0350	DOWN 2 EARTH FARMS, LLC	592.50	895
66978	04/23/08	D0362	DESIGN RESOURCES GROUP	2,984.86	895
66979	04/23/08	D0364	DOOLAN, MARK	90.00	895
66980	04/23/08	D0365	DOWNES FORD, INC.	138.00	895
66981	04/23/08	D0366	DARE CONFERENCE	1,630.00	895
66982	04/23/08	D0367	DECAMARA, JACKIE	40.00	895
66983	04/23/08	E0004	EFINGER SPORTING GOODS CO.	129.00	895
66984	04/23/08	E0005	CULLIGAN	2,115.63	895
66985	04/23/08	E0007	ENGINEERING PETTY CASH	16.61	895
66986	04/23/08	E0098	EMBLEM ENTERPRISES, INC	546.01	895
66987	04/23/08	E0144	E-Z PASS	50.00	895
66988	04/23/08	E0162	ETTEL, RICHARD	630.00	895
66989	04/23/08	E0185	EDWARDS TIRE COMPANY	1,114.44	895
66990	04/23/08	E0190	ERNST CONSERVATION SEEDS LLP	605.30	895
66991	04/23/08	F0001	FEDEX	46.81	895
66992	04/23/08	F0003	FOLEY, INCORPORATED	745.76	895
66993	04/23/08	F0005	UNION SECURITY INSURANCE CO.	7,340.89	895
66994	04/23/08	F0067	FERRIERO ENGINEERING, INC.	6,278.00	895

66995	04/23/08	F0123	FODALE, EDWARD	1,125.00		895
66996	04/23/08	F0148	FAIRFIELD MAINTENANCE INC	170.84		895
66997	04/23/08	F0166	FARINA, GEORGE	1,215.00		895
66998	04/23/08	F0179	FASTSIGNS	600.00		895
66999	04/23/08	F0262	FITZPATRICK, EILEEN	70.00		895
67000	04/23/08	G0004	GALLS, INC.	74.38		895
67001	04/23/08	G0031	GREEN-WALK TROUT HATCHERY	866.50		895
67002	04/23/08	G0043	GORSKY, ANGELA	30.00		895
67003	04/23/08	G0066	GRAINGER INC	1,852.78		895
67004	04/23/08	G0081	GROLIER PUBLISHING COMPANY	289.00		895
67005	04/23/08	G0098	JCP&L	331.41		895
67006	04/23/08	G0201	GENERAL CODE PUBLISHERS	1,750.00		895
67007	04/23/08	G0300	GOLD TYPE BUSINESS MACHINES	45,766.00		895
67008	04/23/08	G0326	GARDEN STATE MESSENGER INC.	592.00		895
67009	04/23/08	G0333	GUS & BUCKYS BEDMINSTER WASH	155.75		895
67010	04/23/08	G0356	GREENSCAPES	900.00		895
67011	04/23/08	G0388	GIUSEFFI, VINCENT & TRACY	40.00		895
67012	04/23/08	G0393	GEORGE STREET PLAYHOUSE	280.00		895
67013	04/23/08	G0394	NORMAN J. GOLDBERG INC	3,000.00		895
67014	04/23/08	G0401	G & L TRANSCRIPTIONS OF NJ	232.50		895
67015	04/23/08	H0004	HEALTH DEPARTMENT PETTY CASH	63.39		895
67016	04/23/08	H0270	HERZOG, TOM	270.00		895
67017	04/23/08	I0051	INDEPENDENT DIESEL SERVICE	779.45		895
67018	04/23/08	I0067	INDUSTRIAL RUBBER COMPANY	303.86		895
67019	04/23/08	J0002	JAEGER LUMBER	107.61		895
67020	04/23/08	J0007	AIRGAS EAST	49.46		895
67021	04/23/08	J0052	J.H. REID ON-SITE RECYCLING	1,680.00		895
67022	04/23/08	J0080	JANSEN, BUCCO, DEBONA & SEMRAU	435.00		895
67023	04/23/08	J0123	JPC PAPER CO.	1,075.93		895
67024	04/23/08	J0133	JAYNE, NANCY	45.00		895
67025	04/23/08	K0036	KONICA MINOLTA BUSINESS	567.04		895
67026	04/23/08	K0059	KAYSER, JOHN P	1,540.00		895
67027	04/23/08	K0200	KRAMER, TARA	560.00		895
67028	04/23/08	K0202	KOPCHAINS, SUSANNA	412.50		895
67029	04/23/08	K0203	KESSELMAYER, JEAN	400.00		895
67030	04/23/08	L0024	THE LEE COMPANY	1,836.80		895
67031	04/23/08	L0060	LAB SAFETY SUPPLY INC	1,529.73		895
67032	04/23/08	L0109	LA GUARDIA ASSOCIATES	6,000.00		895
67033	04/23/08	L0181	LAND'S END, INC.	625.20		895
67034	04/23/08	L0197	L.P. STATILE, INC.	453.25		895
67035	04/23/08	L0231	LEXIS/NEXIS-MATTHEW BENDER&CO.	2,049.05		895
67036	04/23/08	L0243	LEGBAND, SCOTT	45.00		895
67037	04/23/08	L0260	LANAHAN, MEGAN	200.00		895
67038	04/23/08	L0276	LI, CHUN T	274.05		895
67039	04/23/08	M0006	MGL PRINTING SOLUTIONS	1,597.40		895
67040	04/23/08	M0010	MOBILE LAWNMOWER SERVICE, INC.	186.15		895
67041	04/23/08	M0165	METRO HYDRAULIC JACK CO.	132.00		895
67042	04/23/08	M0235	MORRISTOWN MEMORIAL HOSPITAL	320.00		895
67043	04/23/08	M0342	MORTON'S MARKETING RESOURCES	1,019.00		895
67044	04/23/08	M0482	MOSKAL, DENNIS	1,215.00		895
67045	04/23/08	M0518	KONICA MINOLTA BUSINESS SOL.	558.31		895
67046	04/23/08	M0524	MAHON, HODDY	585.00		895
67047	04/23/08	M0578	MARTIN LIMESTONE, INC.	969.17		895
67048	04/23/08	M0598	MURPHY, MR. & MRS. JOSEPH	40.00		895
67049	04/23/08	M0611	MT. OLIVE RECREATION	40.00		895
67050	04/23/08	N0006	NEW JERSEY AMERICAN WATER CO.	0.00	04/23/08 VOID	0
67051	04/23/08	N0006	NEW JERSEY AMERICAN WATER CO.	0.00	04/23/08 VOID	0
67052	04/23/08	N0006	NEW JERSEY AMERICAN WATER CO.	1,143.50		895
67053	04/23/08	N0016	NJSOPHE MEMBERSHIP	55.00		895
67054	04/23/08	N0017	NJ STATE LEAGUE OF MUNICIPAL.	110.00		895
67055	04/23/08	N0023	TREASURER, STATE OF NEW JERSEY	10,943.00		895
67056	04/23/08	N0032	NJ STATE DEPT HEALTH/SR SVCS	138.60		895
67057	04/23/08	N0088	NJ ASSN./CHIEFS OF POLICE	75.00		895
67058	04/23/08	N0104	NJ SOCIETY OF MUN. ENGINEERS	35.00		895
67059	04/23/08	N0273	NEAL-SCHUMAN PUBLISHERS	63.20		895
67060	04/23/08	N0286	NJDA/DIVISION OF MARKETS	20.00		895
67061	04/23/08	N0296	NJASRO	250.00		895
67062	04/23/08	N0317	NEW YORK TIMES - SUBSCRIPTIONS	529.38		895
67063	04/23/08	N0322	NEXTEL COMMUNICATIONS	29.65		895
67064	04/23/08	N0339	NJWLE	95.00		895
67065	04/23/08	N0366	NEWARK HISTORY SOCIETY	250.00		895

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67066	04/23/08	O0006	OXFORD UNIVERSITY PRESS INC	121.65	895
67067	04/23/08	O0013	OCEAN PLACE CONFERENCE RESORT	82.50	895
67068	04/23/08	O0021	OFFICE DEPOT	2,962.65	895
67069	04/23/08	O0046	OCS PRINTING	667.00	895
67070	04/23/08	O0061	O2 SPORTS	499.50	895
67071	04/23/08	O0081	OAKLEY GOVT SALES	90.21	895
67072	04/23/08	P0046	RESERVE ACCOUNT	2,272.79	895
67073	04/23/08	P0072	POSITIVE PROMOTIONS	197.95	895
67074	04/23/08	P0074	POOL OPERATION MANAGEMENT	25.00	895
67075	04/23/08	P0182	PSE&G ENERGY TECHNOLOGIES	688.93	895
67076	04/23/08	P0241	PROQUEST CSA	620.00	895
67077	04/23/08	P0454	PERDEK, ANDY	90.00	895
67078	04/23/08	P0457	PEGASUS AUDIO VISUAL PRODUCTS	21.60	895
67079	04/23/08	P0459	PESCATORE, CANDY	290.00	895
67080	04/23/08	Q0002	CINTAS CORP. - #101	221.25	895
67081	04/23/08	Q0012	QUALITY COMMUNICATIONS & ALARM	325.00	895
67082	04/23/08	R0003	RAY'S SPORT SHOP, INC.	635.38	895
67083	04/23/08	R0005	RECORDER PUBLISHING COMPANY	2,192.84	895
67084	04/23/08	R0006	RECREATION PETTY CASH	34.46	895
67085	04/23/08	R0009	REGENT BOOK COMPANY INC.	50.13	895
67086	04/23/08	R0010	REIDER ASSOCIATES	2,365.00	895
67087	04/23/08	R0023	RICHIES TIRE SERVICE, INC.	800.00	895
67088	04/23/08	R0025	RIDGE RESTAURANT	44.50	895
67089	04/23/08	R0036	RUTGERS YOUTH SPORTS RESEARCH	453.50	895
67090	04/23/08	R0047	ROURKE PUBLISHING LLC	744.60	895
67091	04/23/08	R0077	RAY, KALYAN	300.00	895
67092	04/23/08	R0096	THE RUG BEATER, INC.	7,723.81	895
67093	04/23/08	R0134	RICCIARDI BROTHERS, INC.	285.88	895
67094	04/23/08	R0180	RAFF, BETH	40.00	895
67095	04/23/08	R0257	RARITAN VALLEY DISPOSAL SER CO	1,495.00	895
67096	04/23/08	R0281	RECREATION PETTY CASH CHECKING	480.00	895
67097	04/23/08	R0294	RYAN, DANIEL & KAREN	327.78	895
67098	04/23/08	R0304	RANDOM HOUSE, INC.	88.00	895
67099	04/23/08	R0309	ROYAL COMMUNICATIONS, INC.	320.00	895
67100	04/23/08	R0358	RUTGERS SOILS LABORATORY	215.00	895
67101	04/23/08	R0375	ROWE, MATT	375.00	895
67102	04/23/08	R0378	RICHTER, LISA	115.00	895
67103	04/23/08	R0380	RAINBOW ASSOCIATES, LLC	2,844.75	895
67104	04/23/08	S0009	SEELY EQUIPMENT & SUPPLY CO.	45.70	895
67105	04/23/08	S0016	STORR TRACTOR COMPANY	78.45	895
67106	04/23/08	S0021	S & S WORLDWIDE, INC.	269.72	895
67107	04/23/08	S0066	SOMERSET HILLS FLORIST	58.00	895
67108	04/23/08	S0103	SOMERSET GRAIN FEED & SUPPLY	322.60	895
67109	04/23/08	S0116	SCHIFANO CONSTRUCTION	17,829.84	895
67110	04/23/08	S0191	SOMERSET COUNTY RECYCLING PROG	57,478.50	895
67111	04/23/08	S0275	SCOTT, MICHAEL I	45.00	895
67112	04/23/08	S0323	SIMS PUMP VALVE CO., INC.	2,498.00	895
67113	04/23/08	S0370	SOMERSET CTY FIRE SAFETY ASSOC	50.00	895
67114	04/23/08	S0415	SPORTWORLD	5,280.38	895
67115	04/23/08	S0433	SEQUIOIA INVESTMENTS	429.76	895
67116	04/23/08	S0441	STEWART INDUSTRIES	216.24	895
67117	04/23/08	S0443	STAPLES BUSINESS ADVANTAGE	399.47	895
67118	04/23/08	S0478	SCIENTIFIC WATER CONDITIONING	131.84	895
67119	04/23/08	S0628	STATE OF NEW JERSEY-HB	147,488.94	895
67120	04/23/08	S0656	STADIUM AUTO MALL SALES, INC	321.87	895
67121	04/23/08	S0691	SUPERIOR DISTRIBUTORS	0.00	04/23/08 VOID 0
67122	04/23/08	S0691	SUPERIOR DISTRIBUTORS	1,711.21	895
67123	04/23/08	T0003	ENVIROTEST LABORATORIES, INC.	4,200.00	895
67124	04/23/08	T0049	TROPICANA CASINO & RESORT	202.00	895
67125	04/23/08	T0073	TREASURER - STATE OF N.J.	30.00	895
67126	04/23/08	T0074	TREASURER - STATE OF N.J.	450.00	895
67127	04/23/08	T0087	TOTAL MEDIA INC.	118.75	895
67128	04/23/08	T0113	TRUMP TAJ MAHAL	750.00	895
67129	04/23/08	T0154	TILCON NEW YORK, INC.	2,874.83	895
67130	04/23/08	T0229	TBS CONTROLS, LLC	917.00	895
67131	04/23/08	T0304	TREASURER, STATE OF NEW JERSEY	310.00	895
67132	04/23/08	T0309	TUNG, YAOTSUNG	340.00	895
67133	04/23/08	U0016	U.S. IDENTIFICATION MANUAL	82.50	895
67134	04/23/08	U0040	URUCORP MAINTENANCE CONTRACTOR	3,559.10	895
67135	04/23/08	U0042	U.S. TOY COMPANY	580.75	895
67136	04/23/08	V0020	VILLAGE OFFICE SUPPLY	262.44	895

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67137	04/23/08	V0037	VILLAGE SUPERMARKET, INC.	314.43		895
67138	04/23/08	V0054	VAL-PAK OF MID-JERSEY, INC.	1,605.00		895
67139	04/23/08	V0058	VERIZON	0.00	04/23/08 VOID	0
67140	04/23/08	V0058	VERIZON	0.00	04/23/08 VOID	0
67141	04/23/08	V0058	VERIZON	5,878.47		895
67142	04/23/08	V0059	VERIZON CABS	195.31		895
67143	04/23/08	V0094	V. ROCHE & SON	140.00		895
67144	04/23/08	V0097	VEILLEUX, JAMES	180.00		895
67145	04/23/08	V0122	VEOLIA ENVIRONMENTAL SERVICES	356.24		895
67146	04/23/08	W0002	WARNOCK DODGE	491.33		895
67147	04/23/08	W0014	WARNOCK FLEET	97.50		895
67148	04/23/08	W0016	WARRENVILLE TRUE VALUE	0.00	04/23/08 VOID	0
67149	04/23/08	W0016	WARRENVILLE TRUE VALUE	1,897.44		895
67150	04/23/08	W0210	WILD, ANN	95.00		895
67151	04/23/08	W0228	WINDING PATH YOGA	1,350.00		895
67152	04/23/08	W0236	WHITETAIL SOLUTION	320.00		895
67153	04/23/08	W0241	W.B.MASON	518.40		895
67154	04/23/08	X0003	XEROX CORPORATION	1,425.23		895
67155	04/23/08	X0005	XTEL COMMUNICATION	815.74		895

Total Checks: 278    Total Void Checks: 8    Total Amount Void: 0.00    Total Amount Paid: 1,597,546.66

Fund Description	Fund	Budget	Fund Total	Revenue	Fund Total
CURRENT FUND	7-01		8,366.99		0.00
CURRENT FUND	8-01		1,394,469.40		0.00
DOG FUND	8-12		1,014.30		0.00
TRUST FUNDS	8-13		105,838.88		0.00
GOLF COURSE UTILITY	8-26		3,825.14		0.00
	Year Total:		1,505,147.72		0.00
CAPITAL FUND	C-04		72,197.13		0.00
GRANT FUND	G-02		11,834.82		0.00
			=====		=====
Total Of All Funds:				1,597,546.66	0.00

[Resolution #080184](#) - Commendation on Attaining Eagle Scout Designation William J. Ludlow, II

**WHEREAS**, the Township Committee is very pleased to recognize the outstanding personal effort of William J. Ludlow, II reaching the rank of Eagle Scout, and

**WHEREAS**, William J. Ludlow, II, a member of Troop 54 of Liberty Corner, has been an active scout, demonstrating outstanding leadership within the Troop, and has contributed many service hours to his community during his years in scouting, and

**WHEREAS**, of the total national enrollment of the scouting program, only a small percentage reach this prestigious rank, which William will carry as a badge of honor.

**NOW THEREFORE BE IT RESOLVED** that the Township Committee offers its best wishes for continued success, and congratulations for a personal achievement that will serve as a reminder of the importance of the pursuit of excellence throughout his life.

[Resolution #080188](#) - Approval of Special Event Permit, U.S. Bicycling Hall of Fame Bike Race – 05/24/2008

**WHEREAS**, Vincent Menci, representing the U.S. Bicycling Hall of Fame, 1 Hunterdon Street, Somerville, NJ 08876, “the applicant,” has requested a special event permit for 05/24/2008, from 11:20 A.M. to 11:55 A.M. for the purpose of holding a bike race; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 4-4. et. seq.; and

**WHEREAS**, the Municipal Clerk, Police Chief, Recreation Director, and Risk Manager have reviewed the application and recommend approval; and

**WHEREAS**, the applicant has agreed to reimburse the township for an off-duty police officer at the cost of \$60 plus 15% administrative services fee.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the request be approved.

[Resolution #080189](#) - Approval of Special Event Permit, Somerset Hills Lacrosse – Lacrosse Tournament to Benefit Bryan’s Dream Foundation at Mountain Park - 05/02/2008

**WHEREAS**, Michelle Reedy representing Somerset Hills Lacrosse c/o Michele Reedy, 11 Morrison Street, Basking Ridge, NJ 07920, “the applicant,” has requested a special event permit for May 2, 2008 from 12 Noon to 11:00 PM for the purpose of holding a Lacrosse Tournament to benefit Bryan’s Dream Foundation; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 4-4. et. seq.; and

**WHEREAS**, the Municipal Clerk, Police Chief, Recreation Director, and Risk Manager have reviewed the application and recommend approval; and

**WHEREAS**, the applicant has agreed to reimburse the township for an off-duty police officer at the cost of \$60/hr. for 7 hours, plus a 15% administrative services fee for a total of \$483.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the request be approved.

[Resolution #080191](#) - Opposing the Abolishment of the New Jersey Department of Agriculture

**WHEREAS**, the Township of Bernards, County of Somerset, State of New Jersey, is an agricultural community which enjoys the quality of life and economic benefits from farms and farming; and

**WHEREAS**, the Township of Bernards is an active participant in farmland preservation; and

**WHEREAS**, the State of New Jersey is nationally recognized as the Garden State and the New Jersey Department of Agriculture supports the farming profession with essential services for plant inspection and trade, animal health and transport, inspection and promotion of “Jersey Fresh” produce and organic certification; and

**WHEREAS**, the New Jersey Department of Agriculture develops the school nutrition guidelines and operates the federal school meal programs as well as emergency food purchase and distribution linking New Jersey farmers with nutrition programs; and

**WHEREAS**, Governor Jon Corzine has initiated an effort to abolish the New Jersey Department of Agriculture as a cost cutting measure, that would result in no substantial savings to the taxpayers of the state while resulting in a reduction of services to the farms, farmers and citizens of New Jersey.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township of Bernards, County of Somerset, State of New Jersey that the Township of Bernards, adamantly opposes any effort to abolish the New Jersey Department of Agriculture as a cabinet level department, and strongly supports the funding of the Department of Agriculture's essential programs.

[Resolution #080198](#) - Unused Accrued Paid Time Off Payment Due Joseph Bonilla, Police Officer, Police Department

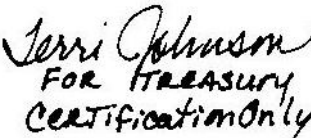
**WHEREAS**, the Township Committee adopted Resolution No. 060504 relating to retirement sick time incentive payout at their regularly meeting of November 22, 2006; and

**WHEREAS**, Joseph Bonilla will be terminating from the Bernards Township Police Department effective March 28, 2008; and

**WHEREAS**, per the requirements of the Township’s Personnel Policy, Joseph Bonilla, is entitled to unused accrued vacation, and comp time in an amount as calculated below based on an hourly rate of \$23.759

	<b>Total Hours Available</b>	<b>Amount Due</b>
Vacation	92	\$2,185.83
Comp Hours	8	\$190.07

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the unused accrued paid time off payment be approved and distributed in the next available pay cycle.

<p><b>TREASURER’S CERTIFICATION</b></p> <p>I, Terri Johnson, Supervisor of Treasury Services for Bernards Township, do hereby certify that there are adequate funds for this expenditure. Funds are available in the Police Salary &amp; Wage Budget account # 8-01-25-240-101.</p> <p>Date: 4/2/08</p> <div style="text-align: right;">   <i>Terri Johnson</i>  <b>FOR TREASURY</b>  <b>CERTIFICATION ONLY</b> </div>
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[Resolution #080199](#) - June 2008 Myasthenia Gravis Awareness Month

**WHEREAS**, Myasthenia Gravis is a neuro-muscular disease striking children and adults, affecting control of voluntary muscles and afflicting several hundred of our fellow New Jerseyans; and

**WHEREAS**, the symptoms of this disorder include, but are not limited to, difficulty moving, breathing, swallowing, speaking and seeing; and

**WHEREAS**, the Myasthenia Gravis Foundation of America, Inc. is a non-profit organization founded, “to facilitate the timely diagnosis and optimal care of individuals affected by myasthenia gravis and closely related disorders, and to improve their lives through programs of patient services, public information, medical research, professional education, advocacy, and patient care;” and

**WHEREAS**, Myasthenia Gravis is one of the major neuromuscular disorder affecting residents of New Jersey; and

**WHEREAS**, it is fitting to recognize the many physicians who demonstrate an untiring effort to treat this disease and search for a cure;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Bernards, State of New Jersey, that June 2008 is designated as “Myasthenia Gravis Awareness Month”.

[Resolution #080201](#) - Acceptance of the 2008 Somerset County Cultural & Heritage Commission NJ State Council on the Arts State/County Partnership Local Arts Grant

**WHEREAS**, pursuant to Resolution #070433 Bernards Township submitted a grant application to the Somerset County Cultural & Heritage Commission for the NJ State Council on the Arts State/County Partnership Local Arts Grant; and

**WHEREAS**, the Somerset County Freeholders have notified the Department of Parks & Recreation that they have been awarded a NJ State Council on the Arts State/County Partnership Local Arts Grant in the amount of \$3,750; and

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that we do hereby accept the grant.

[Resolution #080202](#) - Authorizing Submission of a Grant Application to the United States Department of Justice Office of Justice Programs for Grant Funds for the Purchase of an Automated License Plate Recognition System as Defined under Eligible Criminal Justice Technologies

**WHEREAS**, the Chief of Police is recommending that the Township Committee authorize submission of a grant application to the United States Department of Justice Office of Justice Programs for a grant for funding to procure technology that is designed to prevent and reduce crime, specifically an Automated License Plate Recognition System for the purpose of aiding the Bernards Township Police Department with crime prevention, crime reduction, and law enforcement efforts; and

**WHEREAS**, the grant application does not require a match of funds; and

**WHEREAS**, the grant application has been reviewed by the Chief of Police, the Township Administrator, and Township Attorney,

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that it does hereby authorize submission of a grant application to the United States Department of Justice Office of Justice Programs for a technology equipment assistance grant for the purchase of an Automated License Plate Recognition System for the purpose of aiding the Bernards Township Police Department with crime prevention, crime reduction, and law enforcement efforts; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that Captain Brian Bobowicz of the Bernards Township Police Department shall be appointed to serve as the project manager for this grant application; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards, that the Mayor, Project Manager, and Clerk are hereby authorized to sign the grant application on behalf of the township.

[Resolution #080204](#) - Award of Purchase Orders for Various Identified Vendors

**WHEREAS**, The Township Committee of Bernards has adopted Ordinance # 1854 “Known as Pay to Play” and P. L. 2004, Chapter 19; and

**WHEREAS**, pursuant to the ordinance window contracts determined to exceed \$ 17,500.00 and within the bid threshold of \$ 29,000.00 requires governing body approval; and

**WHEREAS**, the purchasing agent has determined that the value of the vendor listed below will exceed \$ 17,500.00 in purchases;

Vendor	Not to Exceed
Pumping Services. Inc	\$ 29,000.00

**WHEREAS**, in anticipation of the listed expenditure, a Business Entity Disclosure Certification has been secured in compliance with N.J.S.A.19:44A 20-4 et seq., and that the principals of the said companies, have not made any reportable contributions to a political or candidate committee in the Township of Bernards in the previous one year, and that the contract will prohibit the principals of said companies from making ANY contributions through the term of the contract pursuant to Bernards Township Ordinance # 1854 adopted on February 28, 2006, that would prohibit any business entity or professional that procures goods, services or contracts from the Township without the formal bid process from making “any” contribution whatsoever in the prior calendar year; and

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue purchase orders to the vendor listed above to maintain continuity and facilitate the ordering process through December 31, 2008.

[Resolution #080205](#) - Approval of Special Event Permit, NJ Blood Services at Bernards Township Community Service – 04/26/2008

**WHEREAS**, Charles Grussenbacher, representing NJ Blood Services, 167 New Street, New Brunswick, NJ, “the applicant,” has requested a special event permit for 05/25/2008, from 11:00 A.M. to 5:00 P.M. for the purpose of holding a blood drive; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 4-4. et. seq.; and

**WHEREAS**, the Municipal Clerk, Police Chief, Recreation Director, and Risk Manager have reviewed the application and recommend approval; and

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the request be approved.

[Resolution #080206](#) - Authorizing the Issuance of a Limousine License to American Standard Service, Inc.

**WHEREAS**, Bashir Khan applied for a 2008 Limousine License for American Standard Service, Inc., 3644 Valley Road, Basking Ridge, NJ, expiring December 31, 2008; and

**WHEREAS**, the application submitted by the applicant is in compliance with Chapter 4, Section 8 of the Revised General Ordinances of the Township of Bernards; and

**WHEREAS**, the Municipal Clerk, the Chief of Police, and the Zoning Officer have reviewed said application and recommend approval.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards the application be approved as submitted.

[Resolution #080208](#) - Unused Accrued Paid Time Off Payment Due Michael Mastro, Communications Dispatcher, Police Department

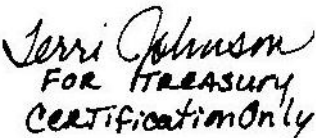
**WHEREAS**, the Township Committee adopted Resolution No. 060504 relating to retirement sick time incentive payout at their regularly meeting of November 22, 2006; and

**WHEREAS**, Michael Mastro has resigned from the Bernards Township Police Department effective April 24, 2008; and

**WHEREAS**, per the requirements of the Township's Personnel Policy, Michael Mastro, is entitled to unused accrued vacation, and comp time in an amount as calculated below based on an hourly rate of \$22.61

	<b>Total Hours Available</b>	<b>Amount Due</b>
Vacation	18.67	\$422.13
Comp Hours	14.25	\$322.19

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the unused accrued paid time off payment be approved and distributed in the next available pay cycle.

<b>TREASURER'S CERTIFICATION</b>	
I, Terri Johnson, Supervisor of Treasury Services for Bernards Township, do hereby certify that there are adequate funds for this expenditure. Funds are available in the Police Salary & Wage Budget account # 8-01-25-240-101.	
Date 4/11/08	 FOR TREASURY CERTIFICATION ONLY

[Resolution #080209](#) - Appointments to the Green Team Advisory Committee

**WHEREAS**, pursuant to Resolution #070292 adopted on May 29, 2007, the Township Committee of the Township of Bernards established the Green Team Advisory Committee; and

**WHEREAS**, the Township Committee of the Township of Bernards wishes to appointment additional members to the Green Team Advisory Committee.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the following appointments are made to the Green Team Advisory for the remainder of 2008:

FIRST NAME	LAST NAME	POSITION	REPRESENTATIVE
Carol	English	Regular Member	Citizen Representative
Davit	Becker	Regular Member	Citizen Representative

**WHEREAS**, Bernards Township wishes to offer its regular full-time non union employees, with the exception of the employees in the position of Communications Dispatcher, the ability to flex their schedule for the summer of 2008; and

**WHEREAS**, Flextime is a schedule by which an employee may on a daily basis and within specific limits dictated by the needs of the position, start work at a time of his/her discretion as long as the employee completes 40 hours per week, 35 hours for employees located in the Library; and

**WHEREAS**, Department Heads will place time limits on the amount of “flex” an employee has by establishing “core” hours and a “bandwidth”. It is up to the Department Head of each department to determine if the needs of the public will be served properly by offering summer flex hours. If it is determined that it is not in the best interest of the public, then summer flex hours may not be offered to that department; and

**WHEREAS**, Hourly employees are required to maintain time and attendance records, indicting the hours worked each day on their time sheets. Exempt employees are required to work their normal schedule which may in many circumstances, will be over and above the 40 hours; and

**WHEREAS**, The Human Resource department will maintain approved flex time schedule request forms that shall be signed by the employee and Department Head;

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of Bernards Township that regular full-time non union employees, with the exception of the employees in the position of Communications Dispatcher, have the opportunity to flex their schedule for a period of June 1, 2008 – August 30, 2008 in accordance with the guidelines as set by their Department Head and Human Resources

[Resolution #080213](#) - Summer Flextime Work Schedule, June 1, 2008 – August 30, 2008

**WHEREAS**, Bernards Township wishes to offer its regular full-time non union employees, with the exception of the employees in the position of Communications Dispatcher, the ability to flex their schedule for the summer of 2008; and

**WHEREAS**, Flextime is a schedule by which an employee may on a daily basis and within specific limits dictated by the needs of the position, start work at a time of his/her discretion as long as the employee completes 40 hours per week, 35 hours for employees located in the Library; and

**WHEREAS**, Department Heads will place time limits on the amount of “flex” an employee has by establishing “core” hours and a “bandwidth”. It is up to the Department Head of each department to determine if the needs of the public will be served properly by offering summer flex hours. If it is determined that it is not in the best interest of the public, then summer flex hours may not be offered to that department; and

**WHEREAS**, Hourly employees are required to maintain time and attendance records, indicating the hours worked each day on their time sheets. Exempt employees are required to work their normal schedule which may in many circumstances, will be over and above the 40 hours; and

**WHEREAS**, The Human Resource department will maintain approved flex time schedule request forms that shall be signed by the employee and Department Head;

**NOW THEREFORE**, be it **RESOLVED** by the Township Committee of Bernards Township that regular full-time non union employees, with the exception of the employees in the position of Communications Dispatcher, have the opportunity to flex their schedule for a period of June 1, 2008 – August 30, 2008 in accordance with the guidelines as set by their Department Head and Human Resources

[Resolution #080214](#) - Rejection of Bid, 2008 Ford CVPI Unmarked Law Enforcement Vehicles

**WHEREAS**, the Township of Bernards received one bid on Wednesday, March 12, 2008 at 2:00 PM for One (1) 2008 Ford CVPI Unmarked Law Enforcement Vehicle. The bid summary as follows:

<b>Vendor</b>	<b>Vehicles</b>	<b>Trade-In</b>	<b>Total Cost</b>
Warnock Automotive Inc. d/b/a/ Warnock Fleet	\$ 22,609.00	1997 Ford Taurus \$ 200.00	\$ 22,409.00

and

**WHEREAS**, it is the combined recommendation of the Police Chief and Purchasing Agent to reject the bid pursuant to N.J.S.A. 40A:11-13.2f, as the township desires to use state authorized contract vendor in the procurement of this vehicle; and.

**BE IT RESOLVED**, by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the bid be rejected; and

**BE IT FURTHER RESOLVED**, that the Purchasing Agent, is hereby authorized to reject the bid.

**NOW THEREFORE BE IT RESOLVED** that a copy of this resolution be published in the official Township newspaper, be on file available for public inspection, in the office of the Bernards Township Purchasing Agent, One Collyer Lane, Basking Ridge, New Jersey 07920.

[Resolution #080215](#) - Award of Bid for One (1) 2008 Dodge Charger Law Enforcement Vehicle Awarded to Warnock Automotive, Inc., d/b/a/ Warnock Fleet in the Amount of \$25,267.00

**WHEREAS**, the Township of Bernards received a bid on Wednesday, March 12, 2008 at 2:00 PM for one (1) 2008 Dodge Charger Law Enforcement Vehicle. The bid summary is as follows:

Contractor	Base Bid	Trade-In Allowance (1) Vehicle 2005 Fords Crown Victoria	Net Delivered Lump Sum Bid
Warnock Automotive, Inc., d/b/a/ Warnock Fleet	\$ 28,767.00	\$ 3,500.000	<b>\$ 25,267.00</b>

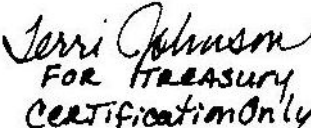
**WHEREAS**, it is the combined recommendation of the Chief of Police, Town Administrator and the Purchasing Agent to award this contract to Warnock Automotive, Inc., d/b/a/ Warnock Fleet, 175 Route 10, East Hanover, NJ 07936 in the amount of \$25,267.00; and

**WHEREAS**, this contract has been awarded to Warnock Automotive, Inc., d/b/a/ Warnock Fleet, through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq."

**WHEREAS**, the Treasurer has certified that funds are available in the budget; the line item appropriation or ordinance to be charged is 8-01-25-251-200.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, County of Somerset, State of New Jersey, that the bid be awarded to: Warnock Automotive, Inc., D/B/A Warnock Fleet, 175 Route 10, East Hanover, NJ 07936 in the amount of \$25,267.00, and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards, that the Purchasing Agent is authorized to issue a purchase order to: Warnock Automotive, Inc., D/B/A Warnock Fleet, 175 Route 10, East Hanover, NJ 07936 in the amount of \$25,267.00

<b>TREASURER'S CERTIFICATION</b>	
<p>I, Terri Johnson, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$25,267.00. Monies are available in: 8-01-25-251-200.</p> <p>Date: April 15, 2008</p>	 <b>FOR TREASURY CERTIFICATION ONLY</b> Terri Johnson Supervisor of Treasury Services

[Resolution #080216](#) - Award of Bid for Two (2) 2008 Ford Crown Victoria Law Enforcement Vehicle awarded to Warnock Automotive, Inc., d/b/a/ Warnock Fleet in the Amount of \$50,654.00

**WHEREAS**, the Township of Bernards received a bid on Wednesday, November 28, 2007 at 10:30 AM for one (2) 2008 Ford Crown Victoria Law Enforcement Vehicle. The bid summary is as follows:

Contractor	Base Bid	Trade-In Allowance (2) Vehicle 2004 Crown Victoria's	Net Delivered Lump Sum Bid
Warnock Automotive, Inc., d/b/a/ Warnock Ford	\$ 27,827.00	\$ 5,000.00	\$ 50,654.00

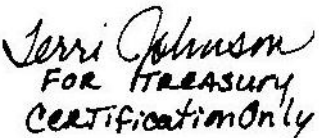
**WHEREAS**, it is the combined recommendation of the Chief of Police, Town Administrator and the Purchasing Agent to award this contract to Warnock Automotive, Inc., d/b/a Warnock Fleet, 175 Route 10, East Hanover, NJ 07936 in the amount of \$50,654.00, and,

**WHEREAS**, this contract has been awarded to Warnock Automotive, Inc., d/b/a/ Warnock Fleet, through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq."

**WHEREAS**, the Treasurer has certified that funds are available in the budget; the line item appropriation or ordinance to be charged is 8-01-25-251-200.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, County of Somerset, State of New Jersey, that the bid be awarded to: Warnock Automotive, Inc., d/b/a Warnock Fleet, 175 Route 10, East Hanover, NJ 07936 in the amount of \$50,654.00, and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards, that the Purchasing Agent is authorized to issue a purchase order to: Warnock Automotive, Inc., d/b/a Warnock Fleet, 175 Route 10, East Hanover, NJ 07936 in the amount of \$50,654.00.

<b>TREASURER'S CERTIFICATION</b>	
<p>I, Terri Johnson, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$50,654.00. Monies are available in: 8-01-25-251-200.</p> <p>Date: April 15, 2008</p>	 Terri Johnson Supervisor of Treasury Services

[Resolution #080218](#) - Issuance of Solicitor's License, Julie Scarano, Martinsville, NJ, 06/30/2008 – 12/31/2008

**WHEREAS**, Julie Scarano, 1653 Washington Valley Road, Martinsville, NJ, has applied for a Solicitor's License for the period of June 30 to December 31, 2008, for the purpose of selling sandwiches, snacks and drinks from a mobile food truck at the Tilcon Quarry location on Stonehouse Road; and

**WHEREAS**, pursuant to Chapter 4, Section 2 of the Revised General Ordinances of the Township of Bernards, applicant has provided required documentation and paid the applicable fee; and

**WHEREAS**, the Municipal Clerk, the Chief of Police and the Zoning Officer have reviewed said application and recommend approval.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards the application be approved as submitted, with the stipulation that the mobile food truck only be allowed to park and vend items from within the quarry premises, inside the gate, and not within view of the road.

[Resolution #080219](#) - Approval of Special Event Permit, Morris Habitat for Humanity – 05/31/2008

**WHEREAS**, Kathleen Hourihan, representing Morris Habitat for Humanity, 102 Iron Mountain Road, Mine Hill, NJ 07803, "the applicant," has requested a special event permit for 05/31/2008, from 8 A.M. to 1 P.M. for the purpose of holding a Bike Ride; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 4-4. et. seq.; and

**WHEREAS**, the Municipal Clerk, Police Chief, Recreation Director, and Risk Manager have reviewed the application and recommend approval; and

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the request be approved.

[Resolution #080220](#) - Award of Purchase Order For One (1) 2008 Ford Police Interceptor (CV) 2 Wheel Drive, 4 Door Street Appearance w/3.27 axle, Awarded to: Chas S. Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034, New Jersey State Contract #A70462 – in the amount of \$21,455.20

**WHEREAS**, The Township of Bernards Police Department wishes to purchase, one (1) 2008 Ford Crown Victoria, 2 Wheel Drive, 4 Door Sedan, Street Appearance w/3.27 axle.

QTY	DESCRIPTION	AMOUNT
1	2008 Ford Crown Victoria, 2 Wheel Drive, 4 Door	\$19,700.20
	Additional Options	

	Street Appearance Police Pkg (750A)	\$0.00
	Cloth Front Split Bench w/Cloth Rear Bench Seat (P)	\$ 90.00
	Comfort & Convenience Group (41A)	\$ 760.00
	Limit Slip Differential (45C)	\$ 125.00
	Front Lic Plate Bracket (153)	\$ 0.00
	Heated Mirrors (61K)	\$ 35.00
	Floor Carpeting w/Mats(128)	\$ 125.00
	Side Impact Air (59M)	\$ 300.00
	Silicone Hoses (177)	\$ 320.00

and:

**WHEREAS**, pursuant to N.J.S.A. 40A:11-12, the Township is authorized to purchase goods and services without advertising for bids, under any contract for such goods or services entered into on behalf of the State; and

**WHEREAS**, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award this purchase to Chas S. Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034 in the amount of \$21,455.20; and

**WHEREAS**, the treasurer has certified that funds are available in the 2008 Budget for the same as appended to this resolution, the line item account # 8-01-25-251-200.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a purchase order for One (1) 2008 Ford Crown Victoria Interceptor, 2 Wheel Drive, 4 Door sedan State Contract #- A70462 to Chas Winner Ford, 250 Haddonfield-Berlin Road, Cherry Hill, NJ 08034 in the amount of \$21,455.20.

**TREASURER'S CERTIFICATION**

I, Terri Johnson, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$21,455.20. Monies are available in: 8-01-25-251-200.

Date: April 16, 2008

*Terri Johnson*  
FOR TREASURY  
CERTIFICATION ONLY

Terri Johnson  
Supervisor of Treasury Services

[Resolution #080222](#) - Proclaiming - Building Safety Week 2008 - May 5-11

**WHEREAS**, through our continuing efforts to address critical safety issues in the built environment that affect our citizens, regardless of age or occupation, both in everyday life and in times of natural disaster, we are confident that our structures are safe and sound; and,

**WHEREAS**, vigilant guardians—building safety and fire prevention officials, architects, engineers, builders and others in the construction industry—work year-round to ensure the safe construction of buildings; and,

**WHEREAS**, these dedicated members of the International Code Council develop and implement the highest-quality codes to protect Americans in the buildings where we live, learn, work and play; and,

**WHEREAS**, the International Codes, the most widely adopted building safety and fire prevention codes in the nation, are used by most U.S. cities, counties and states; these modern building safety codes also include safeguards to protect the public from natural disasters such as hurricanes, snowstorms, tornadoes, wildland fires and earthquakes; and,

**WHEREAS**, Building Safety Week, sponsored by the International Code Council, reminds the public about the critical role of our communities' largely unknown guardians of public safety—our local code officials—who help prevent countless fires and accidents; and,

**WHEREAS**, the theme, “Building Safety: Where You Live, Work and Play,” encourages all Americans to raise awareness of the importance of building safety; green and sustainable building; pool, spa and hot tub safety; and new technologies in the construction industry; it presents appropriate steps everyone can take to ensure that the places where we live, learn, work and play are safe, and that countless lives have been saved due to the implementation of safety codes by local and state agencies; and,

**WHEREAS**, this year, as we observe Building Safety Week, we ask everyone to consider projects to improve building safety at home and in the community, and to acknowledge the essential service provided to all of us by local and state building departments and federal agencies in protecting lives and property;

**NOW THEREFORE BE IT RESOLVED**, that we do hereby proclaim May 5 through May 11, 2008, as Building Safety Week in Bernards Township.

**NOW THEREFORE BE IT FINALLY RESOLVED**, that we do here encourage our citizens to join communities across America to participate in Building Safety Week activities.

[Resolution #080224](#) - Authorizing Discharges of Mortgages Made as Part of the Bernards Township Housing Rehabilitation Program Kay – 173 Woodward Lane, Allen – 131 Church Street, Roser – 322 English Place, Brady – 323 English Place, Brenner, 325 English Place

**WHEREAS**, Deborah Kay is the owner of property designated as Lot 178.02 in Block 29.173 on the Tax Map of the Township of Bernards, in the County of Somerset, State of New Jersey, commonly known as 173 Woodward Lane; and

**WHEREAS**, Rosemary Allen is the owner of property designated as Lot 36 in Block 172 on the Tax Map of the Township of Bernards, in the County of Somerset, State of New Jersey, commonly known as 131 Church Street; and

**WHEREAS**, Sally Roser is the owner of property designated as Lot 42.322 in Block 178.02 on the Tax Map of the Township of Bernards, in the County of Somerset, State of New Jersey, commonly known as 322 English Place; and

**WHEREAS**, Michael Brady is the owner of property designated as Lot 42.323 in Block 178.02 on the Tax Map of the Township of Bernards, in the County of Somerset, State of New Jersey, commonly known as 323 English Place; and

**WHEREAS**, Judith Brenner is the owner of property designated as Lot 42.325 in Block 178.02 on the Tax Map of the Township of Bernards, in the County of Somerset, State of New Jersey, commonly known as 325 English Place; and

**WHEREAS**, Deborah Kay, Rosemary Allen, Sally Roser, Michael Brady and Judith Brenner received monetary assistance in the form of a forgivable loan through the Bernards Township Housing Rehabilitation Program for the purpose of correcting housing defects and bringing them up to the housing code standards; and

**WHEREAS**, as part of the terms of such monetary assistance Deborah Kay entered a Mortgage on April 1, 2002, in the amount of \$6,350.00 to The Township of Bernards, which Mortgage was recorded or registered in the office of the Somerset County Clerk on April 24, 2002, in Mortgage Book 5140, Page 2702, Instrument No. 2002040135; and

**WHEREAS**, as part of the terms of such monetary assistance Rosemary Allen entered a Mortgage on October 5, 2001, in the amount of \$14,270.00 to The Township of Bernards, which Mortgage was recorded or registered in the office of the Somerset County Clerk on October 12, 2001, in Mortgage Book 5149, Page 2743, Instrument No. 2001365542, which Mortgage was modified to the amount of \$14,990.00, by Agreement dated January 7, 2002; and

**WHEREAS**, as part of the terms of such monetary assistance Judith Brenner entered a Mortgage on April 9, 2002, in the amount of \$9,820.00 to The Township of Bernards, which Mortgage was recorded or registered in the office of the Somerset County Clerk on April 24, 2002, in Mortgage Book 5140, Page 2697, Instrument No. 2002040134; and

**WHEREAS**, as part of the terms of such monetary assistance Michael Brady entered a Mortgage on April 11, 2002, in the amount of \$4,175.00 to The Township of Bernards, which Mortgage was recorded or registered in the office of the Somerset County Clerk on April 24, 2002, in Mortgage Book 5140, Page 2687, Instrument No. 2002040132; and

**WHEREAS**, as part of the terms of such monetary assistance Judith Brenner entered a Mortgage on April 24, 2002, in the amount of \$12,780.00 to The Township of Bernards, which Mortgage was recorded or registered in the office of the Somerset County Clerk on April 24, 2002, in Mortgage Book 5140, Page 2692, Instrument No. 2002040133, which Mortgage was modified to the amount of \$13,400.00, by Agreement dated January 24, 2006; and

**WHEREAS**, the terms of the forgivable loan, consisting of the requirement to own and occupy the Property as a primary residence for a six (6) year period, have been met by Deborah Kay, Rosemary Allen, Sally Roser, Michael Brady, and Judith Brenner; and

**WHEREAS**, Donald Davis, Township Housing Administrator, has confirmed that the six (6) year housing affordability control period has expired and there are no further monies owed by these individuals in connection with the Mortgages with the Township of Bernards; and

**WHEREAS**, based on the above, these individuals have met the obligations for and is entitled to a Discharge of the Mortgage;

**NOW, THEREFORE, BE IT RESOLVED THAT** the Township Committee of Bernards Township, County of Somerset, hereby authorizes the execution of the attached Discharges of Mortgages and recording of the same with the Somerset County Clerk.

*\*\*End Consent Agenda\*\**

[Resolution #080195](#) - In Honor of the Basking Ridge Garden Club's Outstanding Service to Bernards Township

Motion by Carpenter, second by Pavlini, that Resolution #080195 be approved.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:

Motion Carried.

**WHEREAS**, the Basking Ridge Garden Club encourages the spirit of gardening, promotes preservation of trees, birds and wildflowers, and contributes to the beautification of our community; and

**WHEREAS**, the Basking Ridge Garden Club has graciously volunteered their time and resources in instituting and maintaining numerous beautification projects throughout the township; and

**WHEREAS**, the Basking Ridge Garden Club contributes to the quality of life we enjoy in Bernards Township.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that we do hereby express our sincere gratitude to the Basking Ridge Garden Club for their dedication to our community.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:  
Motion Carried.

[Resolution #080200](#) - Emergency Temporary Appropriation

Motion by Pavlini, second by Malay, that Resolution #080200 be approved.

Roll Call:  
Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter  
Nay:  
Abstain:  
Motion Carried.

**WHEREAS**, an emergent condition has arisen with respect to the fact that the Township of Bernards is expected to enter into contracts, commitments or payments prior to the 2008 Budget adoption, and no adequate provision has been made in the 2008 temporary appropriations for the aforesaid purpose, and

**WHEREAS**, N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose above mentioned, and,

**WHEREAS**, the total emergency temporary resolutions adopted in the year 2008 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$27,079,467.75,

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards (not less that two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S. 40A:4-20:

1. Emergency temporary appropriations are hereby made in a total amount of \$27,079,467.75 as follows:

**GENERAL GOVERNMENT**

General Administration

Salaries and Wages	\$82,030.00
Other Expenses	\$41,350.00

Human Resources

Salaries and Wages	\$134,510.00
Other Expenses	\$32,490.00

Township Committee

Salaries and Wages	\$27,200.00
Other Expenses	\$92,420.00

Municipal Clerk

Salaries and Wages	\$186,160.00
Other Expenses	\$37,420.00

Financial Administration

Salaries and Wages	\$220,470.00
Other Expenses	\$24,250.00
Audit Services	
Other Expenses	\$14,992.50
Purchasing Administration	
Salaries and Wages	\$80,600.00
Other Expenses	\$10,521.93
Computer Network Administration	
Salaries and Wages	\$205,930.00
Other Expenses	\$38,500.00
Revenue Administration	
Salaries and Wages	\$115,030.00
Other Expenses	\$32,288.00
Tax Assessment Administration	
Salaries and Wages	\$313,910.00
Other Expenses	\$42,065.00
Legal Services	
Other Expenses	\$373,500.00
Engineering Services	
Salaries and Wages	\$544,030.00
Other Expenses	\$38,130.00
<b>Total General Government</b>	<b>\$2,687,797.43</b>
<b>LAND USE ADMINISTRATION</b>	
Planning Board	
Salaries and Wages	\$67,930.00
Other Expenses	\$67,185.00
Board of Adjustment	
Salaries and Wages	\$110,420.00
Other Expenses	\$96,225.00
Environmental Commission	
Salaries and Wages	\$1,400.00
Other Expenses	\$4,280.00
Agricultural Advisory/ Open Space Committees	
Salaries and Wages	\$2,400.00
Other Expenses	\$38,350.00
<b>Total Land Use Administration</b>	<b>\$388,190.00</b>
<b>INSURANCE</b>	
Liability Insurance	\$295,950.00
Workers Compensation Insurance	\$311,640.00
Employee Group Insurance	1,449,680.00
Unemployment Insurance	\$1,000.00
<b>Total Insurance</b>	<b>\$2,058,270.00</b>

**PUBLIC SAFETY FUNCTIONS**

Police Department	
Salaries and Wages	\$3,929,420.00
Other Expenses	\$251,061.00
Police Dispatch Services	
Salaries and Wages	\$318,880.00
Other Expenses	\$108,889.87
Purchase of Police Cars	
Other Expenses	\$126,980.00
Office of Emergency Management	
Salaries and Wages	\$28,000.00
Other Expenses	\$10,350.00
Aid to Volunteer Fire Companies	\$90,000.00
Aid to Volunteer First Aid Squads	\$15,000.00
Uniform Fire Code/Fire Hydrants	
Salaries and Wages	\$126,630.00
Other Expenses	\$349,160.24
Municipal Prosecutor	
Other Expenses	\$41,000.00
<b>Total Public Safety Functions</b>	<b>\$5,395,371.11</b>

**PUBLIC WORKS FUNCTIONS**

Streets and Road Maintenance	
Salaries and Wages	\$1,346,170.00
Other Expenses	\$525,380.00
Snow Removal	
Salaries and Wages	\$128,400.00
Other Expenses	\$409,620.00
Other Public Works Functions	
Shade Tree Commission	\$1,200.00
Other Expenses	\$38,175.00
Street Light Maintenance	
Other Expenses	\$34,000.00
Solid Waste Collection	
Salaries and Wages	\$65,500.00
Other Expenses	\$27,180.00
Public Buildings	
Salaries and Wages	\$210,000.00
Other Expenses	\$167,067.00
Vehicle Maintenance	
Salaries and Wages	\$259,650.00
Other Expenses	\$201,492.00

Municipal Services Act	
Other Expenses	\$126,500.00
<b>Total Public Works Functions</b>	<b>\$3,540,334.00</b>

**HEALTH & HUMAN SERVICES FUNCTIONS**

Public Health Services	
Salaries and Wages	\$257,170.00
Other Expenses	\$115,029.00
Animal Control Services	
Salaries and Wages	\$55,800.00
Contributions to Social Service Agencies--V.N.A. Contract	\$23,928.00
<b>Total Health &amp; Human Service Functions</b>	<b>\$451,927.00</b>

**PARKS & RECREATION FUNCTIONS**

Recreation Services and Programs	
Salaries and Wages	\$386,150.00
Other Expenses	\$261,660.00
Maintenance of Parks & Public Grounds	
Salaries and Wages	\$503,220.00
Other Expenses	\$170,460.00
Community Pool Commission	
Salaries and Wages	\$270,950.00
Other Expenses	\$210,972.91
<b>Total Parks and Recreation Functions</b>	<b>\$1,803,412.91</b>

**OTHER COMMON OPERATING FUNCTIONS**

Community Service	
Salaries and Wages	\$48,300.00
Other Expenses	\$11,810.00
Accumulated Leave Compensation	
Other Expenses	\$70,000.00
Deer Task Force	
Salaries and Wages	\$10,000.00
Other Expenses	\$40,272.50
Charter Day Celebration	
Salaries and Wages	\$4,700.00
Other Expenses	\$21,700.00
<b>Other Common Operating Functions</b>	<b>\$206,782.50</b>

**UTILITY EXPENSES AND BULK PURCHASES**

Other Expenses	\$673,111.00
<b>Total Utility Expenses &amp; Bulk Purchases</b>	<b>\$673,111.00</b>

**LANDFILL/SOLID WASTE DISPOSAL COSTS**

Solid Waste Disposal	
Salaries and Wages	\$59,900.00
Other Expenses	\$169,298.00
<b>Total Landfill/Solid Waste Disposal Costs</b>	<b>\$229,198.00</b>

**UNIFORM CONSTRUCTION CODE ENFORCEMENT**

Construction Official	
Salaries and Wages	\$533,200.00
Other Expenses	\$255,699.09
<b>Total Code Enforcement</b>	<b>\$788,899.09</b>

**DEFERRED CHARGES & STATUTORY EXPENDITURES**

**Deferred Charges:**

Prior Year Bills: Jim Hall Tuition 2004-2006	\$2,065.00
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**Statutory Expenditures:**

Public Employees Retirement System	\$293,696.52
Defined Contribution Retirement System	\$159.00
Social Security System	\$721,520.00
Police and Fireman's Retirement System	\$773,185.00
<b>Total Deferred Charges &amp; Statutory Expenditures</b>	<b>\$1,790,625.52</b>

**MUNICIPAL COURT**

Municipal Court	
Salaries and Wages	\$224,980.00
Other Expenses	\$129,427.39
Public Defender	
Other Expenses	\$12,350.00
<b>Total Municipal Court</b>	<b>\$366,757.39</b>

**TOTAL GENERAL APPROPRIATIONS** **\$20,380,675.95**

**DETAIL:**

Salaries and Wages	\$10,860,240.00
Other Expenses	\$9,520,435.95
	<b>\$20,380,675.95</b>

**EDUCATION FUNCTIONS**

Aid to Free Public Library	<b>\$2,400,805.00</b>
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**INTERLOCAL SERVICE AGREEMENTS**

**Bernards Township Sewerage Authority Service Contract**

General Administration	
Salaries and Wages	113,147.43
Financial Administration	

Salaries and Wages	104,826.01
Operating Expenses	
Other Expenses	92,759.55
<b>Interlocal Health Services</b>	
Salaries and Wages	276,426.16
Other Expenses	149,657.83
<b>Interlocal Dispatch Services</b>	
Salaries and Wages	318,873.82
Other Expenses	111,608.31
<b>Interlocal Somerset County Curbside Recycling</b>	
Other Expenses	231,000.00
<b>Total Interlocal Service Agreements</b>	<b>\$1,398,299.12</b>

**OTHER PRIVATE CONTRIBUTIONS**

Drug Abuse Resistance Education	
Police	
Other Expenses	\$608.26
Reserve for Police Equipment Donations	
Police	
Other Expenses	\$750.00
Reserve for Community Policing Donations	\$12,340.00
Reserve for Recreation Donations	
Other Expenses	\$6,600.00
Reserve for Developer Tree Replacement Program	
Other Expenses	\$6,931.32
Reserve for Memorial Tree Donations	
Other Expenses	\$1,000.00
<b>Total Private Contributions</b>	<b>\$28,229.58</b>

**FEDERAL AND STATE GRANTS**

NJ OIT Enhanced 911 GA Grant	
Other Expenses	\$32,823.00
Clean Communities Program	
Other Expenses	\$3,116.24
Public Health Priority Funding	
Other Expenses	\$4,464.00
Somerset County Municipal Alliance Program	
Other Expenses	\$20,809.00
Matching Funds for Grants Muncipal Alliance Program	\$5,202.25
NJ Department of Health-Pandemic Flu Preparedness	
Other Expenses	\$10,565.00
NJ Department of Health-Hepatitis B Grant	
Other Expenses	\$2,688.00

NJDCA Recreation Opportunities for inv w/ disabilities	
Other Expenses	\$5,000.00
Somerset County Cultural & Heritage Commission	
Other Expenses	\$3,750.00
New Jersey Body Armor Fund	
Other Expenses	\$4,308.24
Federal USDOJ Body Armor Fund	
Other Expenses	\$938.37
Recycling Tonnage Grant	
Other Expenses	\$7,979.00
Tobacco Age of Sale Program	
Board of Health	
Other Expenses	\$4,020.00
<b>Total State and Federal Grants</b>	<b>\$105,663.10</b>
<b>Subtotal Operations Excluded from "CAP"</b>	<b>\$3,932,996.80</b>
DETAIL:	
Salaries and Wages	\$813,273.44
Other Expenses	\$3,119,723.37
	<b>\$3,932,996.80</b>
<b>CAPITAL IMPROVEMENTS</b>	
Capital Improvement Fund	
Other Expenses	<b>\$2,765,795.00</b>
<b>TOTAL</b>	<b>\$27,079,467.75</b>

1. That said emergency temporary appropriations will be provided for in the 2008 budget.
2. That one certified copy of this resolution be filed with the Director, Division of Local Government Services.

[Resolution #080203](#) - Award of Purchase Orders for Various Identified Vendors

Motion by Kelly, second by, Spitzer, that Resolution #080203 be approved.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:

Motion Carried.

**WHEREAS**, The Township Committee of Bernards has adopted Ordinance # 1854 “Known as Pay to Play” and P. L. 2004, Chapter 19; and

**WHEREAS**, pursuant to the ordinance window contracts determined to exceed \$ 17,500.00 and within the bid threshold of \$ 29,000.00 requires governing body approval; and

**WHEREAS**, the purchasing agent has determined that the value of two (2) vendors listed below who in the previous year have provided goods secured in excess of \$ 17,500.00; and

Vendor	Not to Exceed	Vendor	Not to Exceed
Greenscapes Lawn Management	\$ 29,000.00	Visiting Nurse Association of Somerset Hills	\$ 29,000.00

**WHEREAS**, in anticipation of the listed expenditure, a Business Entity Disclosure Certification has been secured in compliance with N.J.S.A.19:44A 20-4 et seq., and that the principals of the said companies, have not made any reportable contributions to a political or candidate committee in the Township of Bernards in the previous one year, and that the contract will prohibit the principals of said companies from making ANY contributions through the term of the contract pursuant to Bernards Township Ordinance # 1854 adopted on February 28, 2006, that would prohibit any business entity or professional that procures goods, services or contracts from the Township without the formal bid process from making “any” contribution whatsoever in the prior calendar year; and

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue purchase orders to the vendors listed above to maintain continuity and facilitate the ordering process through December 31, 2008.

[Resolution #080211](#) – Expressing Opposition to S-1455 Mandating a County-Wide Binding Referendum on the Transfer of a Predetermined Package of Municipal Responsibilities

Motion by Carpenter, second by Malay, that Resolution #080211 be approved.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:

Motion Carried.

**WHEREAS**, S-1455 would mandate a county-wide binding referendum in every county in the State on the transfer of a predetermined package of municipal responsibilities to the county; and

**WHEREAS**, S-1455 is based on the unstudied assumption that countywide administration of municipal property tax assessment and collection, municipal animal control services and municipal public health services will result in long-term cost savings.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that we do hereby express our opposition to S-1455; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, that we encourage the Legislature to wait until such questions are studied by the Local Unit Alignment, Reorganization and Consolidation Commission to determine the optimal service levels, ratios of employees to population served, cost structures for service delivery and other best practices.

**NOW THEREFORE BE IT FINALLY RESOLVED**, that Clerk is hereby directed to forward copies of this resolution to our legislative representatives, the NJ League of Municipalities and the Somerset County Board of Freeholders.

[Resolution #080212](#) - Adoption of "Television Recycling Fees at Pill Hill Landfill"

Motion by Malay, second by Kelly, to table Resolution #80212 due to the Committee's request for additional information.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:

Motion Carried.

**WHEREAS**, pursuant to § 18-5.7. "Recycling Center to be Regulated by the Public Works Department", residents may bring televisions to the Pill Hill Landfill for recycling by paying a fee; and,

**WHEREAS**, charges will be made for recycling of televisions and shall be set from time to time by resolution of the Township Committee.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that we do hereby amend the fee as follows: Twenty dollars (\$20.00) per television. No cash transactions are to be permitted at the landfill.

[Ordinance #2012](#) - *Accepting Various Easements and a Declaration of Restrictions, Covenants and Easements on Block 150, Lot 6 (to be known after subdivision as Block 3501, Lots 5.01 through 5.15) from Millington Quarry, Inc., regarding the Bettler (Keystone Court) Major Subdivision, to the Township of Bernards – Introduction*

The deputy clerk read the ordinance by title. Motion by Malay, second by Pavlini, that Ordinance #2012 be introduced on first reading, advertised as required by law, with a public hearing on 5/13/08.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:

Motion Carried.

**BE IT ORDAINED**, by the Township Committee of the Township of Bernards, in the County of Somerset and State of New Jersey as follows:

1. Pursuant to the Local Land and Buildings Law, N.J.S.A. 40A:12-1 et seq., Bernards Township hereby accepts from Millington Quarry, Inc., PO Box 367, Millington, New Jersey, 07946, the following:
  - A. A Detention Basin, Drainage & Access Easement on lots 5.01, 5.08 and 5.09.
  - B. A Conservation Easement on lots 5.01 through 5.06, 5.08 and 5.09.
  - C. A 10' Wide Shade Tree Easement on lots 5.01 through 5.08.
  - D. 35' Wide Fence and Landscape Easement on lots 5.01 and 5.09 through 5.15.
  - E. A Declaration of Restrictions, Covenants and Easements (lots 5.01 through 5.15).
2. The easements and declaration are on file with the office of the township clerk.
3. This Ordinance shall take effect upon its final passage and publication according to law.

[Resolution 080226](#) - Bernards Township is Authorizing the Mayor and Clerk to Execute a Contract to Acquire from English Farm Associates, LP, a Deed of Easement to Restrict and preserve 81.271± acres located on Lot 9 in Block 9301 (formerly Lot 19 in Block 175) and Lot 22 in Block 7703 (formerly Lot 26.01 in Block 152), situated on Valley Road and Church Street, for \$120,350 per acre (approx. \$9,781,000.00)

Motion by Malay, second by Pavlini, that Resolution #080336 be approved.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:

Motion Carried.

**WHEREAS**, conservation and preservation of land as undeveloped open space has and will continue to benefit the Township's residents and add to the overall welfare of the community, by:

- preserving and protecting the character, natural areas, historic areas, water quality, and environmental resources of Bernards Township;
- preserving, protecting, and enhancing the Township's natural scenic beauty;
- promoting the conservation and appropriate management of existing woodlands, farmland and/or open space;
- providing for the permanent preservation of farmland, which supports and fosters agricultural viability and habitat corridors.

**WHEREAS**, Lot 9 in Block 9301 (formerly Lot 19 in Block 175) and Lot 22 in Block 7703 (formerly Lot 26.01 in Block 152), as identified on the Tax Map of Bernards Township, located on Valley Road and Church Street, are owned by English Farm Associates, LP, and together

consist of approximately 84.716± acres of land, of which approximately 81.271± acres will be restricted and preserved by the Deed of Easement, (the “English Farm Property”); and

**WHEREAS**, the Township Committee believes the English Farm Property has cultural and historic significance to the community as a whole and should be preserved and not available for future development, as the English Farm Property:

- typifies the agricultural character of the region that is an integral part of the history of Bernards Township in particular and Somerset County in general;
- is located in a highly visible and central location, which has cultural and historic significance to the community and Township residents;
- contributes to the overall pastoral and scenic character of the area that Township residents want preserved;
- is Township and County natural resource and tract of land which should be preserved in its current state;

**WHEREAS**, the Township Committee believes that acquisition of a Deed of Easement for the English Farm Property to restrict the future use and development of the English Farm so that the owners cannot in the future sell or utilize the preserved land for purposes contrary to recreation, conservation or preservation purposes would benefit Township residents; and

**WHEREAS**, the contract acquisition price is \$120,350 per acre, or approximately \$9,781,000.00, based on the 81.271± estimated acreage to be restricted, which acreage may be shown as slightly higher or lower once an accurate survey is performed and the precise acreage determined; and

**WHEREAS**, prior or subsequent to the acquisition, the Township anticipates requesting grants and/or funding contributions from state and county governmental agencies and private not-for-profit land conservation and preservation organizations to leverage funding or contributions for acquisition of the Deed of Easement; and

**WHEREAS**, the acquisition by the Township of a Deed of Easement for the English Farm Property is expressly contingent upon the Township Committee subsequently introducing and adopting - after a holding a hearing with opportunity for the public to comment - an ordinance authorizing and appropriating sufficient funds for the acquisition.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of Bernards Township, County of Somerset, that:

1. The Township Committee supports the acquisition of a Deed of Easement restricting further development of the English Farm Property.
2. This Resolution, upon adoption, authorizes the Bernards Township Mayor and Township Clerk to execute the contract between English Farm Associates, LP, and Bernards Township for purchase of a Deed of Easement restricting the English Farm Property, for an acquisition

price of \$120,350 per acre (or approximately \$9,781,000.00), which contract is on file with the Clerk of Bernards Township and is attached to this Resolution.

3. The acquisition by the Township of a Deed of Easement for the English Farm Property is expressly contingent upon the Township Committee subsequently introducing and adopting - after the appropriate notices and public hearing - an ordinance authorizing the acquisition and appropriating sufficient funds. The contract authorized hereby to be executed by the Mayor and Clerk includes a specific provision for the contract to be canceled if an authorizing and appropriating ordinance is not adopted within a certain time period.

[Ordinance #2009](#) - *An Ordinance to Amend the Revised General Ordinances of the Township of Bernards, Chapter VII, "Traffic," Schedule XIV "No Left Turn" Exiting Bernards Township Health Department Driveway Exit onto South Finley Avenue – Introduction*

The deputy clerk read the ordinance by title. Motion by Pavlini, second by Malay, that Ordinance #2009 be introduced on first reading, advertised as required by law, with a public hearing on 5/13/08.

Roll Call:

Aye: Kelly, Malay, Pavlini, Spitzer, Carpenter

Nay:

Abstain:

Motion Carried.

An Ordinance to amend the Revised General Ordinances of the Township of Bernards, Chapter VII, "Traffic", Schedule XIV, No Left Turn exiting the Bernards Township Health Department Driveway Exit onto South Finley Avenue.

**WHEREAS**, in order to promote the betterment of public safety there is a need to restrict left turns from the Bernards Township Health Department Driveway Exit onto South Finley Avenue from the hours of 7:00 AM to 7:30 AM and from 2:30 PM to 3:00 PM Road when school is in session; and

**WHEREAS**, turning left out the Health Department driveway during the aforementioned time period will create a traffic hazard; and

**WHEREAS**, turning left out of the Health Department Driveway will increase the danger to the motoring public and will impede the flow of traffic attempting to exit the Health Department; and

**NOW, THEREFORE**, be it ordained by the Township Committee of the Township of Bernards in the County of Somerset as follows:

1. Schedule XIV of Chapter VII, "Traffic" of the Revised General Ordinance of the Township of Bernards is hereby amended by the addition of the following:



**Section 2.** If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

**Section 3.** In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township of Bernards, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the Revised General Ordinances of the Township of Bernards are hereby ratified and confirmed, except where inconsistent with the terms hereof.

**Section 4.** This ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

[Resolution #080221](#) - Approval of Independent Agreement with Somerset County Coalition on Affordable Housing (SCCOAH) at a cost not to exceed \$49,048.94 (Funding for this Contract is not from General Revenues, but from Funds Contributed by Developers to the Development Fee Account Pursuant to Section 21-76.16 of Revised Land Use Ordinances of the Twp of Bernards)

Motion by Malay, second by Spitzer, that Resolution #080221 be approved.

Roll Call:

Aye: Malay, Pavlini, Spitzer, Carpenter

Nay: Kelly

Abstain:

Motion Carried.

**WHEREAS**, the Somerset County Coalition on Affordable Housing (SCCOAH) is a nonprofit collaboration of business, financial institutions, social service agencies and housing advocates who work to increase accessibility and availability of affordable housing in Somerset County; and

**WHEREAS**, SCCOAH currently operates a centralizes housing resource information center in Somerset County and is a HUD certified agency specialized in the state and federal housing regulations; and

**WHEREAS**, SCCOAH proposes to enter into an agreement with Bernards Township to provide such services as an Affordable Housing Coordinating Agency for existing low and moderate income rental and purchase units pursuant to Uniform Housing Affordability Controls, N.J.A.C. 5:80-16.18 -4i-viii.

**WHEREAS**, the Supervisor of Treasury Services has certified funds are available in the Affordable Housing Trust Fund line item appropriation or ordinance account # 8-13-56-055-COA and

**WHEREAS**, funding for this contract are not derived from general revenues but from monies contributed by developers to the development fee account pursuant to Section 21-76.16 .

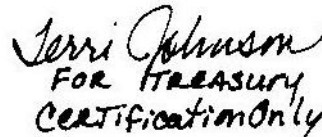
**NOW BE IT RESOLVED**, by the Township Committee of the Township of Bernards that we do hereby approve an agreement at a cost not to exceed \$ 49,048.94 with the Somerset County Coalition on Affordable Housing (SCCOAH) effective May 1, 2008 through April 30, 2009.

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that we do hereby authorize the Mayor and Clerk to execute the agreement with the Somerset County Coalition on Affordable Housing (SCCOAH) on behalf of the Township.

**TREASURER'S CERTIFICATION**

I, Terri Johnson, Supervisor of Treasury Services of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$ 49, 048.94. Monies are available in: 8-13-56-055-COA Affordable Housing Trust Fund

Date: April 17, 2008



Terri Johnson  
FOR TREASURY  
CERTIFICATION ONLY

Terri Johnson , Supervisor of Treasury Services

**EXECUTIVE SESSION (CONTINUATION OF EARLIER SESSION, IF REQUIRED)**

**ADJOURNMENT**

By unanimous consent, the meeting adjourned at 10:37.

Respectfully submitted,

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Rita Osborne, Deputy Municipal Clerk

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John Carpenter, Mayor