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August 14, 2018 – COMBINED AGENDA/REGULAR MEETING
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Resolution #2018-0357 - Authorizing Submission of a Grant Application to the Bureau of Justice Assistance and the United States Department of Justice for a Grant Entitled BJA STOP School Violence Threat Assessment and Technology Reporting Program FY 2018 Competitive Grant Application: $5,000 for the Bernards Township Police Department and the Bernards Township Board of Education

Resolution #2018-0359 - Acceptance of Grant and Insertion of Revenue Item Into the 2018 Budget $5,000 for the Somerset County Youth Services Annual Grant-2018 for the Purpose of Funding the RAAD Youth Leadership Program

Resolution #2018-0360 - Acceptance of Grant and Insertion of Revenue Item Into the 2018 Budget $5,000 for the Somerset County Youth Services Competitive Grant-2018 for the Purpose of Funding the Peer Educators Program at William Annin Middle School

Resolution #2018-0361 - Partial Rescinding of Resolution #2018-0269 Authorizing the Mailing of Estimated 3rd quarter 2018 Tax Bills

Resolution #2018-0362 - Authorization for Tax Refunds

Resolution #2018-0363 - Authorization for Tax Refunds

Resolution #2018-0364 - Change Order # 2 – Increase of $5,000.00 Professional Services Contract for Alternate Special Counsel Stephen O. Davis, Esq., of the firm DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum, P.C. for a New Not to Exceed Amount of $16,000.00

Resolution #2018-0365 - Approval of Street Closing Permit for Block Party on Birch Drive, 09/15/18, (Rain date 09/16/18)

Resolution #2018-0366 - Award of Bid for Department of Public Works Road Repairs to Renda Roads Inc., P.O. Box 89, Whitehouse, NJ 08888, In the Amount of $499,850.00 for Alt. #1 and In the Amount Not to Exceed $350,000.00 for Alt #2

Resolution #2018-0367 - Approval of Special Event Permit Olde Mill Inn Tour of Basking Ridge & Labor Day Children's Bicycle Races September 3, 2018

Resolution #2018-0370 - Awarding an Extraordinary Unspecifiable Services Contract to Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809, In the Not to Exceed Amount of $83,262.57

Resolution #2018-0371 - Award of Change Order #1 for Lurline Drive and Hessian Street Reconstruction to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 Increase of $25,068.42 (3.01%)

Resolution #2018-0372 - Award of Change Order #1 for Beechwood Road Storm Sewer to JTG Construction, Inc., 188 Jefferson Street, Suite 387, Newark, NJ 07105, Increase of $38,291.67 (6.85%)

Resolution #2018-0368 - AUTHORIZING A MEMORANDUM OF AGREEMENT WITH THE BERNARDS TOWNSHIP BOARD OF EDUCATION CONCERNING THE HIRING AND PLACEMENT OF A SPECIAL POLICE OFFICER III IN THE BERNARDS TOWNSHIP SCHOOL DISTRICT

ORDINANCE #2402 - AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF BERNARDS CHAPTER 3 “POLICE REGULATIONS,” SECTION 14 “DRUG-FREE SCHOOL, PARK, PUBLIC HOUSING AND PUBLIC BUILDING ZONE,” SUBSECTION 1 ADOPTION OF “MAP 1 & MAP 2” – INTRODUCTION

EXECUTIVE SESSION (CONTINUATION OF EARLY SESSION IF REQUIRED)

ADJOURNMENT
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: Baldassare, Bianchi, Gaziano, Malay, Carpenter
Absent:
Also Present: Attorney Belardo, Engineer Timko, Administrator Monaco, and Municipal Clerk/Assistant Administrator Szabo

EXECUTIVE SESSION – Resolution #2018-0369
Motion by Baldassare, second by Malay, and unanimously agreed that Resolution #2018-0369 be approved, and the meeting temporarily adjourned to Executive Session at 7:32 PM.

WHEREAS, NJSA 10:4-12 allows for a public body to go into closed session during a public meeting; and

WHEREAS, the Township Committee has deemed it necessary to go into closed session to discuss certain matters which are exempted from the public; and

WHEREAS, the regular meeting of the Township Committee will reconvene.

NOW THEREFORE BE IT RESOLVED, that the Township Committee will go into closed session for the following reason(s) as outlined in NJSA 10:4-12; and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Township Committee hereby declares that the discussion of subject(s) may be made public at a time when the Township Attorney advises the Township Committee that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Township or any other entity with respect to said discussion. That time is currently estimated as the time of said matter.

NOW THEREFORE BE IT FINALLY RESOLVED that the Township Committee, hereby declares that the public is excluded from the portion of the meeting during which the discussion(s) shall take place and hereby directs the Municipal Clerk to take the appropriate action to effectuate the terms of this resolution.

<table>
<thead>
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<th>Reason for Closed Session</th>
<th>Estimated Time of Disclosure or Upon Occurrence Of</th>
</tr>
</thead>
<tbody>
<tr>
<td>Any pending or anticipated litigation or contract negotiations which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as lawyer. Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the Township’s position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact.</td>
<td>Upon conclusion of litigation</td>
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</table>

The meeting resumed in open session at 7:50 PM and the Committee stood in recess until 8:00 PM.

PUBLIC COMMENT
Todd Edelstein, Riverside Drive and Sherri Nelson, Smoke Rise Road, commented on proposed Resolution #2018-0358 and school security. Debra Dewitt, Spencer Road, commented on proposed Resolution #2018-0358 and #2018-0370.

AFFORDABLE HOUSING PROPOSALS AND PRESENTATIONS
Township Planner David Schley and the Planning Board Planner David Banisch were present for and participated in these discussions.

The township has struck a deal with Fair Share Housing that requires the township to provide an additional 62 single family rentals.
Two developers have approached the township with proposals for inclusionary developments to include the required 62 single family rentals. The cost of building those units would be subsidized by adding market rate units.

The township explored the possibility of building the affordable units itself and identified several public properties, however, none provide a good alternative as either they were not sewered, or they would require Green Acres diversion. The Committee also did not want to convert open space which has been purchased with open space tax dollars for the purpose of housing.

**K&K Developers - 3301 and 3299 Valley Road (Block 9001, Lots 99 and 100)**

Brett Tanzman, Esq., representing K&K, the contract purchaser, explained their proposal, which included two concept plans for an inclusionary development to be known as Valley Meadows consisting of up to 186 units of which 62 would be set-aside for low and moderate income persons. The site is approximately 9 acres and sits between the Cedars development and three single family homes. The entire complex will be rentals. 60 year controls were offered at the meeting as well as 40 age restricted units. The density of units per acre will be 20.

The following experts from K&K commented on the proposal:

Kevin Page, Page-Mueller Engineering Consultants
Art Bernards, Art Bernards & Associates, LLC
Gary Deane, Dolan & Dean Consulting Engineers
Avelino Martinez,. Blackbird Groups Architects LLC

**SJP Properties – 180-181 Mountainview Boulevard (Block 11301, Lot 1)**

Thomas Malman Esq., representing SJP Properties explained their proposal, to construct an inclusionary residential development on the property which consists of 71 acres off of Martinsville Road. The site currently has a 2007 township-approved office project for the site which will be abandoned if the township approves the inclusionary resident development rezoning.

The Project will include 280 residential units, consisting of 220 apartment units and 60 townhouse units. This represents a density of approximately 3.9 units per acre.

The apartments will include 62 units for low and moderate income families. These units will be situated among the market rate apartment units. The apartment units are to be situated in three buildings that will be four/five stories and approximately 55 feet in height. The townhouses will be two and half stories and approximately 40 feet in height. The Project also includes recreational facilities, including a clubhouse, pool, walking paths and other outdoor amenities. Access to all of the residential units will be via Mountainview Boulevard. There will be emergency access to the rear.

Although the final layout of the Project may be modified to account for site conditions and other variables, the Project will not contain more than 280 total units or less than 62 affordable units. 60 year deed restriction on affordable was offered.

The following experts from SJP commented on the proposal:

Ron Kennedy, Gladstone Design Inc.
David Minnow, Minno & Wasko Architects & Planners

Belardo gave a brief history of Mt. Laurel over the past 40 years which has resulted in the courts currently mandating affordable units to municipalities. Then the committee posed questions to the developers.

**Public Comments on Affordable Housing**

The mayor opened the meeting to comments and questions on the proposals and the following individuals spoke.

Justin Bartlett, Coddington Court
Harold Russo, Van Holten Road
Alan Hunt, Coddington Court
Jay Lin, Harvest Way
Robert Mascia, N. Maple Avenue
Jack Grey, Acken Road
Arun Kandra, Emerald Valley Way
Mel Schwartz, Hawthorne Court
Suzanne Glassman, Emerald Valley Way
Robert Vincent, Waverly Place
Eileen Valenti, Valley Road
Ann Parsekian, Berta Place
Phil, Mountain Road
Billy Buckley, Penns Way
Raj Talasila, Pacer Court
David Klippel, Arbor Way
Megan Moran, Emerald Valley Lane
Dave Griffin, Primrose Lane
Rita Zarabara, Thackeray Drive
Debra DeWitt, Spencer Road

Motion by Malay, second by Baldassare, to call for a sense of the body decision on the Mountainview Site.

Malay, Baldassare and Carpenter supported the Mountainview site, as they felt the density of 20 units per acre on the Valley Road property was just too high and the Mountainview site would have less of an impact on the township overall.

Gaziano supported neither project because she felt the prior proposal at the 180 acre quarry site which included affordable housing would have had less impact on the township.

Bianchi wanted to table a decision to the August 28, 2018 meeting, or a special meeting to give time to the developers to consider some of the questions raised and to possibly get additional concessions from them.

Roll Call:

- Aye: Baldassare, Malay, Carpenter
- Nay: Bianchi, Gaziano
- Abstain: Motion carried.

An ordinance will be introduced at the August 28, 2018 meeting for rezoning of the Mountainview site, as well as a resolution authorizing a settlement agreement with Fair Share Housing.

The committee took a short recess.

Since the time was now 11:10 PM, motion by Baldassare, second by Malay, and unanimously agreed to allow New Business to be entertained after 10:30 PM pursuant to adopted meeting rules.

CORRESPONDENCE
None listed.

TOWNSHIP COMMITTEE/STAFF COMMENTS
Committee and staff members commented on their recent activities.

FIRE & RESCUE APPOINTMENT
Resolution #2018-0358 - Appointment to Membership in Township of Bernards Volunteer Liberty Corner First Aid Squad – Geena Razdan and Kristi Mobus, Full Members; Basking Ridge Fire Company #1 - John Sabel and Kevin Pescatore, Full Members; First Aid Squad of the Basking Ridge Fire Company #1- Diya Kulkarni, Junior Member
Motion by Gaziano, second by Malay, and unanimously agreed that Resolution #2018-0358 be approved.
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, pursuant to § 2-16.1 of the Revised General Ordinances of the Township of Bernards, there shall be a first aid department known as the “Township of Bernards First Aid and Emergency Department” consisting of the First Aid Squad of the Basking Ridge Fire Company No. #1 and the Liberty Corner First Aid Squad, Inc.; and

WHEREAS, the Liberty Corner First Aid Squad and the Basking Ridge Fire Company #1 and First Aid Squad are recommending the following individuals for appointment:

<table>
<thead>
<tr>
<th>NAME</th>
<th>ADDRESS</th>
<th>MEMBER STATUS</th>
<th>AGENCY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Geena Razdan</td>
<td>50 Liberty Corner Road, Warren, NJ 07059</td>
<td>Full Member</td>
<td>Liberty Corner First Aid Squad</td>
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<tr>
<td>Kristi Mobus</td>
<td>2 Dock Watch Hollow Road, Warren, NJ 07059</td>
<td>Full Member</td>
<td>Liberty Corner First Aid Squad</td>
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<tr>
<td>John Sabel</td>
<td>84 Hardscrable Road, Basking Ridge, NJ 07920</td>
<td>Full Member</td>
<td>Basking Ridge Fire Company#1</td>
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<tr>
<td>Kevin Pescatore</td>
<td>20 Linden Drive Basking Ridge, NJ 07920</td>
<td>Full Member</td>
<td>Basking Ridge Fire Company#1</td>
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<tr>
<td>Diya Kulkarni</td>
<td>37 Emily Road Far Hills, NJ 07931</td>
<td>Junior Member</td>
<td>First Aid Squad of the Basking</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Ridge Fire Company #1</td>
</tr>
</tbody>
</table>

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the above individuals are hereby appointed to the agency and membership status as stated above effective this date.

UNFINISHED BUSINESS

Ordinance #2395 – An Ordinance to Replace in Entirety Chapter 8 “Municipal Parking Lots,” Section 7 “Bus and Railroad Station Commuter Parking Lots” of the Revised General Ordinances of the Township of Bernards to Establish an Electronic Permit and Eliminate Non-Resident Parking – Public Hearing

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

Motion by Malay, second by Baldassare, that Ordinance #2395 be adopted and advertised as required by law.

Roll Call:

Aye: Baldassare, Bianchi, Gaziano, Malay, Carpenter
Nay:
Abstain:
Motion carried.

Ordinance #2398 - An Ordinance to Amend the Revised General Ordinances of the Township of Bernards, Chapter 12 “Building and Housing,” Section 1-3 “Construction Fee Schedule” – Public Hearing

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

Motion by Bianchi, second by Malay, that Ordinance #2398 be adopted and advertised as required by law.

Roll Call:

Aye: Baldassare, Bianchi, Gaziano, Malay, Carpenter
Nay:
Abstain:
Motion carried.
Ordinance #2399 - An Ordinance to Amend the Revised General Ordinances of the Township of Bernards, Chapter 2 “Administration,” Section 6 “Department of Finance” – Public Hearing
The clerk read the ordinance by title and the mayor opened the public hearing. There were no comments and the hearing was closed.

Motion by Baldassare, second by Gaziano, that Ordinance #2399 be adopted and advertised as required by law.

Roll Call:
Aye: Baldassare, Bianchi, Gaziano, Malay, Carpenter
Nay: 
Abstain: 
Motion carried.

Ordinance #2400 - An Ordinance to Amend the Revised General Ordinances of the Township of Bernards, Chapter 2 “Administration,” Section 7 “Police Department” – Public Hearing
The clerk read the ordinance by title and the mayor opened the public hearing.

Todd Edelstein, Riverside Drive, spoke in opposition to the ordinance.

Motion by Malay, second by Gaziano, that Ordinance #2400 be adopted and advertised as required by law.

Roll Call:
Aye: Bianchi, Gaziano, Malay, Carpenter
Nay: 
Abstain: Baldassare
Motion carried.

Ordinance #2401 - Accepting a Wetlands Conservation Easement on Property Located at 41 Dogwood Way, Block 2602, Lot 10, from Rockridge Court, LLC, to the Township of Bernards – Public Hearing
The clerk read the ordinance by title and the mayor opened the public hearing. There were no comments and the hearing was closed.

Motion by Baldassare, second by Gaziano, that Ordinance #2401 be adopted and advertised as required by law.

Roll Call:
Aye: Baldassare, Bianchi, Gaziano, Malay, 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, linked to the posted agenda on the website, 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.

Motion by Malay, second by Baldassare, that Resolution #2018-0368 be removed from the Consent Agenda, and that the remaining items be approved,

Roll Call:
Aye: Baldassare, Bianchi, Gaziano, Malay, Carpenter
Nay: 
Abstain: 
Motion carried.

**Begin Consent Agenda**
Approval of Minutes - 07/24/2018 Open Session

The open session minutes were approved for content and release; the executive session minutes were approved for content only.

Resolution #2018-0351 - Approval of Bill List Dated 08/14/2018

BE IT RESOLVED, that the bill list dated 8/14/2018 be audited, and if found correct, be paid.
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<td>Total</td>
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<tr>
<td>-----------------------------------------------</td>
<td>------------</td>
<td>--------------</td>
<td>---------------</td>
<td>-----------</td>
<td>------------</td>
</tr>
<tr>
<td>CURRENT FUND</td>
<td>8-01</td>
<td>8,417.77</td>
<td>0.00</td>
<td>0.00</td>
<td>8,417.77</td>
</tr>
<tr>
<td>CURRENT FUND</td>
<td>8-02</td>
<td>7,773,307.58</td>
<td>0.00</td>
<td>0.00</td>
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<tr>
<td>DOG FUND</td>
<td>8-12</td>
<td>1,771.51</td>
<td>0.00</td>
<td>0.00</td>
<td>1,771.51</td>
</tr>
<tr>
<td>GOLF COURSE UTILITY</td>
<td>8-26</td>
<td>37,048.87</td>
<td>0.00</td>
<td>0.00</td>
<td>37,048.87</td>
</tr>
<tr>
<td>Year Total:</td>
<td></td>
<td>7,812,127.96</td>
<td>0.00</td>
<td>0.00</td>
<td>7,812,127.96</td>
</tr>
<tr>
<td>CAPITAL FUND</td>
<td>C-04</td>
<td>650,932.12</td>
<td>0.00</td>
<td>0.00</td>
<td>650,932.12</td>
</tr>
<tr>
<td>PUBLIC GRANTS</td>
<td>G-02</td>
<td>20,205.96</td>
<td>0.00</td>
<td>0.00</td>
<td>20,205.96</td>
</tr>
<tr>
<td>TRUST FUNDS</td>
<td>7-13</td>
<td>147,185.60</td>
<td>0.00</td>
<td>0.00</td>
<td>147,185.60</td>
</tr>
<tr>
<td>PROJECT</td>
<td></td>
<td>9,744.81</td>
<td>0.00</td>
<td>0.00</td>
<td>9,744.81</td>
</tr>
<tr>
<td>Toal Of All Funds:</td>
<td></td>
<td>8,648,614.22</td>
<td>0.00</td>
<td>0.00</td>
<td>8,648,614.22</td>
</tr>
</tbody>
</table>

TOWNSHIP COMMITTEE MINUTES
08-14-2018
Page 10 of 22
Resolution #2018-0353 - Award of Bid, 2018-2021 Municipal Trash Services-Various Locations to Peter Rubinetti Private Disposal LLC, 16 Chelsea Dr., Randolph, NJ 07869

WHEREAS, The Township received bids on Wednesday, July 11, 2018 at 10:30 A.M. for Municipal Trash Services. The Bid Summary is as follows:

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Peter Rubinetti Private Disposal LLC</td>
<td>$22,456.68</td>
<td>$22,456.68</td>
<td>$22,456.68</td>
<td>$67,370.04</td>
</tr>
<tr>
<td>30 CY Container Price/Trip</td>
<td>$650.00</td>
<td>$650.00</td>
<td>$650.00</td>
<td>$1,950.00</td>
</tr>
</tbody>
</table>

WHEREAS, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award a contract to the lowest responsible bidder, Peter Rubinetti Private Disposal LLC., 16 Chelsea Dr., Randolph, NJ 07869; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations to be charged are #8-01-32-465-23E/9-01-32-465-23E/0-01-32-465-23E/1-01-32-465-23E and 8-01-29-390-233/9-01-29-390-233/0-01-29-390-233 and 1-01-29-390-233 (pending Township Committee budget year approval); and

WHEREAS, this contract has been awarded to Peter Rubinetti Private Disposal LLC., 16 Chelsea Dr., Randolph, NJ 07869 through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq.

WHEREAS, as provided by Local Public Contract Law 40A:11-15, this contract is for one (1) year with an option for renewal for two (2) additional one year (1) year periods providing that funds are appropriated in the respective operating budgets for the expenditure and performance is satisfactory.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that in accordance with the bid specifications, the contract between Bernards Township ("Owner") and Peter Rubinetti Private Disposal LLC., ("Contractor") shall contain:

1. The Contractor shall commence the work not later than 10 calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.
2. This contract shall, for all-purpose be deemed a New Jersey Contract and any provision of this contract shall be governed and interpreted with the Laws of the State of New Jersey.
3. Any modification to this contract shall be in writing and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.
4. Billing must be rendered within 30 days of service delivery.
5. As required by law, the parties to this contract agree to incorporate into this contract the mandatory affirmative action language promulgated by the Treasurer pursuant to P.L. 1975, c.127, which is attached to resolution as Exhibit A.
6. The Township may terminate this contract if contractor does not full its obligations as set forth in the Bid Specification, upon thirty days written notice via certified mail.
7. To the extent the terms of the resolution are inconsistent with the contract the terms of the contract shall govern.

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: Peter Rubinetti Private Disposal LLC., 16 Chelsea Dr., Randolph, NJ 07869.

I agree to the terms as stated in this Resolution and by signing this document, as I am committed to follow all terms of this award.

____________________________________________________
Peter Rubinetti, Managing Partner
Resolution #2018-0354 - Issuance of Solicitor’s License Todd Claytor, Edward Jones  Period 07/01/2018 – 12/31/2018, Effective 08/14/2018
WHEREAS, Todd Claytor, 175 Sand Spring Road, Morristown, NJ, has applied for a Solicitor’s License for the license period of 07/01/2018 to 12/31/2018, effective 08/14/2018, for the purposes of door-to-door sales of Edward Jones Financial Services; and

WHEREAS, the applicant is not required to obtain a solicitor’s permit from the Township pursuant to Section 4-2.2.a “Exceptions” of the Revised General Ordinance and has requested that a license be issued; and

WHEREAS, pursuant to Chapter 4, Section 2 of the Revised General Ordinances of the Township of Bernards, the 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 found it complete.

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

Resolution #2018-0355- Issuance of Solicitor’s Licenses, Daniel Kutz, Gustavo Banks, Jordan Von Trapp, Kevin Adams, Keaton Wrathall, and Muhammad Hamideh, Aptive Environmental, LLC Pest Control Services Period, 07/01/2018 to 12/31/2018 Effective 08/14/2018
WHEREAS, Daniel Kutz, Gustavo Banks, Jordan Von Trapp, Kevin Adams, Keaton Wrathall, and Muhammad Hamideh, soliciting on behalf of Aptive Environmental, LLC, 19 Route 10 East, Unit 24, Succasunna, NJ, 07876 has applied for Solicitor’s Licenses for the license period of 07/01/2018 to 12/31/2018, effective 08/14/2018, for the purposes of door-to-door sales of Pest Control Services; and

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

WHEREAS, the Municipal Clerk, the Chief of Police and the Zoning Officer have reviewed said applications and found them complete.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the applications be approved as submitted.

Resolution #2018-0356 - Approval of a Street Closing Permit for a Block Party on Grove Road, 09/08/18, (Rain Date 09/09/18)
WHEREAS, Tara Davis, 22 Homestead Road, Basking Ridge, NJ, hereinafter “the applicant,” has requested permission to close Grove Road on 09/08/18, rain date 09/09/18, from Noon to 7:00 PM for the purpose of holding a block party; and

WHEREAS, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 7-16.1. et. seq.; and

WHEREAS, the Municipal Clerk and Police Chief have reviewed the application and recommend approval.
NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards that the request be approved.

Resolution #2018-0357 - Authorizing Submission of a Grant Application to the Bureau of Justice Assistance and the United States Department of Justice for a Grant Entitled BJA STOP School Violence Threat Assessment and Technology Reporting Program FY 2018 Competitive Grant Application: $5,000 for the Bernards Township Police Department and the Bernards Township Board of Education

WHEREAS, the Bernards Township Police Chief is recommending the Township Committee approve a Grant application to the Bureau of Justice Assistance and the United States Department of Justice for a Grant Entitled BJA STOP School Violence Threat Assessment and Technology Reporting Program FY 2018 which would provide $5,000 for training school personnel and students to prevent student violence and the development and operation of an anonymous reporting system against threats of school violence; and

WHEREAS, the Township has received notification of the availability of competitive grant funds that are available to the Bernards Township Police Department with the purpose of conducting training. Funds from this grant would be used for the “STOPIT” program which is designed to train all teachers and support staff at all schools in threat assessment.

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 Grant Entitled BJA STOP School Violence Threat Assessment and Technology Reporting Program FY 2018 Competitive Grant Application: $5,000 for the Bernards Township Police Department and the Bernards Township Board of Education.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards that the Chief of Police or his designee of the Bernards Township Police Department serves as the project manager for this grant application.

Resolution #2018-0359 - Acceptance of Grant and Insertion of Revenue Item Into the 2018 Budget $5,000 for the Somerset County Youth Services Annual Grant-2018 for the Purpose of Funding the RAAD Youth Leadership Program

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township has received a notice of an award of $5,000.00 for the Somerset County Youth Services Annual Grant-2018 for the purpose of funding the RAAD Youth Leadership Program, and wishes to amend its 2018 budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bernards hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue from:

Miscellaneous Revenues:
Public and Private Revenues Offset with Appropriations:
Somerset County Youth Services Annual Grant-2018

BE IT FURTHER RESOLVED that a like sum of $5,000.00 total be and the same is hereby appropriated under the caption of:

General Appropriations:
(A) Operations - Excluded from “CAPS”
Public and Private Appropriations Offset by Revenues:
Somerset County Youth Services Annual Grant-2018
BE IT FURTHER RESOLVED that the Chief Financial Officer will electronically submit this resolution to the Director of Local Government Services.

Resolution #2018-0360 - Acceptance of Grant and Insertion of Revenue Item Into the 2018 Budget
$5,000 for the Somerset County Youth Services Competitive Grant-2018 for the Purpose of Funding the Peer Educators Program at William Annin Middle School
WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township has received a notice of an award of $5,000.00 for the Somerset County Youth Services Competitive Grant-2018 for the purpose of funding the Peer Educators Program at William Annin Middle School, and wishes to amend its 2018 budget to include this amount as a revenue.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bernards hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue from:

Miscellaneous Revenues:
Public and Private Revenues Offset with Appropriations:
Somerset County Youth Services Competitive Grant-2018

BE IT FURTHER RESOLVED that a like sum of $5,000.00 total be and the same is hereby appropriated under the caption of:

General Appropriations:
(A) Operations - Excluded from “CAPS”
Public and Private Appropriations Offset by Revenues:
Somerset County Youth Services Competitive Grant-2018

BE IT FURTHER RESOLVED that the Chief Financial Officer will electronically submit this resolution to the Director of Local Government Services.

Resolution #2018-0361 - Partial Rescinding of Resolution #2018-0269 Authorizing the Mailing of Estimated 3rd quarter 2018 Tax Bills
WHEREAS, Resolution 2018-0269, titled Authorizing the Mailing of Estimated 3rd quarter 2018 Tax Bills, was passed on May 29, 2018; and

WHEREAS, said resolution has four conditions outlined for approval; and

WHEREAS, items 1 and 2 are no longer needed due to the receipt of the 2018 tax rate.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that we do hereby approve and authorize rescinding items 1 and 2 of Resolution #2018-0269.

Resolution #2018-0362 - Authorization for Tax Refunds
WHEREAS, overpayments were created on the blocks and lots listed below due to reduction in the assessment through the County Tax Board; and

WHEREAS, refunds are required in order to clear the accounts as recommended by the Tax Collector.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that we do hereby approve and authorize the following tax refunds:
**Resolution #2018-0363 - Authorization for Tax Refunds**
WHEREAS, tax overpayments exist because the property owners or mortgage companies erroneously prepaid for the year 2018 taxes; and

WHEREAS, the owners or mortgage companies have requested from the tax collector that a refund be issued.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that we do hereby approve and authorize the following refunds.

<table>
<thead>
<tr>
<th>Block &amp; Lot</th>
<th>Quarter &amp; Year</th>
<th>Amount</th>
<th>Issue Refund To</th>
</tr>
</thead>
<tbody>
<tr>
<td>5001/40</td>
<td>2018</td>
<td>$524.25</td>
<td>William C &amp; Laurie E Dobson, Trustee 95 Annin Rd Far Hills NJ 07931</td>
</tr>
<tr>
<td>9703/44</td>
<td>2018</td>
<td>$246.62</td>
<td>Tse Chin Chao &amp; Hui-Hsuan Liu 22 Paisley Ln Basking Ridge NJ 07920</td>
</tr>
</tbody>
</table>

**Resolution #2018-0364 - Change Order # 2 – Increase of $5,000.00 Professional Services Contract for Alternate Special Counsel Stephen O. Davis, Esq., of the firm DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum, P.C. for a New Not to Exceed Amount of $16,000.00**
WHEREAS, the Bernards Township Committee adopted Resolution #2018-0012 on January 2, 2018 appointing Stephen O. Davis, Esq., of the firm DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum, P.C.; and

WHEREAS, the Bernards Township Committee adopted resolution #2018-0231 approving change order #1 on April 24, 2018 for an additional $6,000.00 for alt special counsel; and

WHEREAS, the Chief Financial Officer has certified that funds will be made available in the 2018 Current Fund Budget – Legal Fees and Compensation, line account # 8-01-20-155-204, and Board of Health Fees and Compensation #8-01-27-330-204.

NOW, THEREFORE BE IT RESOLVED, by the Bernards Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a change order to; Stephen O. Davis, Esq., of the firm DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum, P.C in the amount of $5,000.00 for a new not to exceed amount of $16,000.00.

NOW THEREFORE BE IT FINALLY RESOLVED, by the Township Committee of the Township of Bernards that a notice of this resolution be published in the official township newspaper, and be placed on file and available for public inspection in the office of the Bernards Township Purchasing Agent.

I agree to the terms as stated in the Resolution and by signing this document, I am committed to following all terms of this award.

______________________________
Stephen O. Davis, Esq. of the Firm DiFrancesco Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum, P.C.,

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08-14-2018
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CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Treasurer of Bernards Township, hereby certify that adequate funds are available for the above referenced purchase for an additional amount of $5,000.00 for a new not to exceed amount of $16,000.00. Funds will be made available in the 2018 Current Fund Budget – Legal Fees and Compensation, line account # 8-01-20-155-204, and Board of Health Fees and Compensation #8-01-27-330-204

Date: August 7, 2018

Sean McCarthy
Treasurer

Resolution #2018-0365 - Approval of Street Closing Permit for Block Party on Birch Drive, 09/15/18, (Rain date 09/16/18)

WHEREAS, David Carson, 11 Birch Drive, Basking Ridge, hereinafter “the applicant,” has requested permission to temporarily close Birch Drive on 09/15/18, with a rain date of 09/16/18 from 3 PM to 9 PM for the purpose of holding a block party; and

WHEREAS, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 7-16.1. et. seq.

WHEREAS, the Municipal Clerk and Police Chief have reviewed the application and recommend approval.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the street closing permit for a Block Party be approved.

Resolution #2018-0366 - Award of Bid for Department of Public Works Road Repairs to Renda Roads Inc., P.O. Box 89, Whitehouse, NJ 08888, In the Amount of $499,850.00 for Alt. #1 and In the Amount Not to Exceed $350,000.00 for Alt #2

WHEREAS, the Township of Bernards received bids on Thursday, July 26, 2018 at 10:30 AM for Department of Public Works Road Repairs: The Bid Summary as follows:

Alternate #1 (Various roadway repair throughout the Township, it is intended to keep the project open as outlined in specifications so as to repair various areas at various times as directed by Bernards Township DPW. Minimum repair area 4 SY)

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Alt. #1</th>
</tr>
</thead>
<tbody>
<tr>
<td>Renda Roads, Inc.</td>
<td>$499,850.00</td>
</tr>
<tr>
<td>Glen G Hale Inc.</td>
<td>$746,065.00</td>
</tr>
<tr>
<td>AJM Contractors, Inc.</td>
<td>$903,000.00</td>
</tr>
</tbody>
</table>

Alternate #1 (Various roadway repair throughout the Township, it is intended to keep the project open as outlined in specifications so as to repair various areas at various times as directed by Bernards Township DPW. Minimum repair area 4SY)

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>UNIT</th>
<th>QTY</th>
<th>UNIT PRICE</th>
<th>TOTAL UNIT PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fuel Price Adjustment</td>
<td>LS</td>
<td>1</td>
<td>$500.00</td>
<td>$500.00</td>
</tr>
<tr>
<td>Asphalt Price Adjustment</td>
<td>LS</td>
<td>1</td>
<td>$500.00</td>
<td>$500.00</td>
</tr>
<tr>
<td>2” Mill</td>
<td>SY</td>
<td>16,000</td>
<td>$6.00</td>
<td>$96,000.00</td>
</tr>
<tr>
<td>5” Mill</td>
<td>SY</td>
<td>2,800</td>
<td>$10.00</td>
<td>$28,000.00</td>
</tr>
<tr>
<td>Dense Graded Aggregate Repair Areas</td>
<td>TONS</td>
<td>150</td>
<td>$11.00</td>
<td>$1,650.00</td>
</tr>
<tr>
<td>Bit. Concrete Mix I-2, 5” Thick</td>
<td>TONS</td>
<td>800</td>
<td>$124.00</td>
<td>$99,200.00</td>
</tr>
<tr>
<td>FABC Mix I-5, 2” Thick</td>
<td>TONS</td>
<td>2,000</td>
<td>$125.00</td>
<td>$250,000.00</td>
</tr>
<tr>
<td>Walking/Biking Path, 4’-8’. FABC Mix I-5, 2” Thick</td>
<td>TONS</td>
<td>150</td>
<td>$160.00</td>
<td>$24,000.00</td>
</tr>
</tbody>
</table>
Alternate # 2 (Unit price for additional repair work from date of award of bid to November 30, 2019 for the repairing of various roads as directed by the Public Works Department)

<table>
<thead>
<tr>
<th>Contractor</th>
<th>Alt. #2 (Unit Price)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Renda Roads, Inc.</td>
<td>$1,518.00</td>
</tr>
<tr>
<td>AJM Contractors, Inc.</td>
<td>$2,175.00</td>
</tr>
<tr>
<td>Glen G Hale Inc.</td>
<td>$2,215.80</td>
</tr>
</tbody>
</table>

Renda Roads, Inc. (Alt. #2 by description-Unit price for additional road repairs as directed by the DPW Director through November 30, 2019 – Cost not to exceed $350,000.00)

<table>
<thead>
<tr>
<th>DESCRIPTION</th>
<th>UNIT</th>
<th>QTY</th>
<th>UNIT PRICE</th>
<th>TOTAL UNIT PRICE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Fuel Price Adjustment</td>
<td>LS</td>
<td>1</td>
<td>$500.00</td>
<td>$500.00</td>
</tr>
<tr>
<td>Asphalt Price Adjustment</td>
<td>LS</td>
<td>1</td>
<td>$500.00</td>
<td>$500.00</td>
</tr>
<tr>
<td>2” Mill</td>
<td>SY</td>
<td>4</td>
<td>$7.00</td>
<td>$28.00</td>
</tr>
<tr>
<td>5” Mill</td>
<td>SY</td>
<td>4</td>
<td>$11.00</td>
<td>$44.00</td>
</tr>
<tr>
<td>Dense Graded Aggregate Repair Areas</td>
<td>TONS</td>
<td>1</td>
<td>$11.00</td>
<td>$11.00</td>
</tr>
<tr>
<td>Bit. Concrete Mix I-2, 5” Thick</td>
<td>TONS</td>
<td>1</td>
<td>$130.00</td>
<td>$130.00</td>
</tr>
<tr>
<td>FABC Mix I-5, 2” Thick</td>
<td>TONS</td>
<td>1</td>
<td>$135.00</td>
<td>$135.00</td>
</tr>
<tr>
<td>Walking/Biking Path, 4’-8’. FABC Mix I-5, 2” Thick</td>
<td>TONS</td>
<td>1</td>
<td>$170.00</td>
<td>$170.00</td>
</tr>
<tr>
<td>TOTAL BID</td>
<td></td>
<td></td>
<td></td>
<td>$1,518.00</td>
</tr>
</tbody>
</table>

WHEREAS, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award the contract to Renda Roads Inc., P.O. Box 89, Whitehouse, NJ 08888 in the amount of $499,850.00 for Alt. #1, and in the amount not to exceed of $350,000.00 for Alt. #2; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or ordinance to be charged will be Capital Ordinance #2387 line account #C-04-55-387-C01 ($200,000.00), Capital Ordinance #2387 line account C-04-55-387-C02 ($100,000.00), Capital Ordinance #2337 line account #C04-55-337-D01 ($26,457.50), Capital Ordinance #2366 line account #C-04-55-366-D01 ($67,122.60) and line account #8-01-26-290-266 ($106,269.90) for Alt. #1; and

WHEREAS, the Chief Financial Officer has certified funds will be budgeted in 2019; the line appropriations or ordinance to be charged will be Capital Ordinance – DPW Capital Improvements ($300,000.00) and budget line account #9-01-26-290-266 – ($50,000.00) contingent upon Township Committee budget approval for Alt. #2; and

WHEREAS, this contract has been awarded to Renda Roads, Inc., through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq.

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: Renda Roads Inc., P.O. Box 89, Whitehouse, NJ 08888; and

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards that in accordance with the bid specifications, the contract between Bernards Township (“Owner”) and Renda Roads, Inc., (“Contractor”) shall contain:

1. Provisions of all labor, material, and equipment necessary to perform all work as indicated on the Drawings and Specified for the 2018 DPW Road Repairs Alt. #1 & Alt. #2.
2. This contract shall, for all purposes, be deemed a New Jersey Contract and any provision of this contract shall be governed and interpreted with the Laws of the State of New Jersey.

3. Any modification to this contract shall be in writing and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.

4. The cost of this contract is not to exceed the total bid amount unless negotiated in advance of service delivery, and the Township Committee approves an amendment revising that figure.

5. Billing must be rendered within 30 days of service delivery.

6. As required by law, the parties to this contract agree to incorporate into this contract the mandatory affirmative action language promulgated by the Treasurer pursuant to P.L. 1975, c.127, which is attached to resolution as Exhibit B.

7. The Township may terminate this contract if contractor does not fulfill the services as outlined in the Bid Specification, upon 10 days written notice via certified mail.

8. The Contractor shall commence the work not later than 120 calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.

9. The completion time period shall include, but not be limited to, the time necessary to prepare shop drawings, to order, process, and deliver all equipment and materials, to obtain necessary permits and approvals, to perform the proper installation contemplated under this Contract and all else necessary and incidental in connection with the performance of this Contract.

10. If the Contractor fails to complete the work within the specified time plus extensions, the Contractor shall be responsible to the Township for liquidated damages in the sum of $500.00 per day for every day thereafter until the completion and acceptance of the work. Such liquidated damages shall not be considered as a penalty. The Township shall deduct and retain out of any money due or to become due herein to Contract the amount of the liquidated damages.

11. In accordance with bid specifications, if the Contractor, upon notification by the Township of Bernards, fails to execute the contract prepared by the Township attorney within 10 days of such notification with the Township of Bernards, the Township may rescind the award of the bid to the Contractor and award the contract to another bidder, and shall have the right to proceed against the guaranty accompanying the bid.

I agree to the terms as stated in this Resolution and by signing this document, as I am committed to follow all terms of this award.

____________________________________________________
Peter DeLoria, Vice President

CFO CERTIFICATION

I, Sean McCarthy, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced contract for DPW Road Repairs. Monies are available in Capital Ordinance #2387 line account #C-04-55-387-C01 ($200,000.00), Capital Ordinance #2387; line account C-04-55-387-C02 ($100,000.00), Capital Ordinance #2337 line account #C04-55-337-D01 ($26,457.50), Capital Ordinance #2366 line account #C-04-55-366-D01 ($67,122.60) and line account #8-01-26-290-266 ($106,269.90) for Alt. #1;

Funds will be budgeted in 2019; the line appropriations or ordinance to be charged will be Capital Ordinance – DPW Capital Improvements ($300,000.00) and budget line account #9-01-26-290-266 – ($50,000.00) contingent upon Township Committee budget approval for Alt. #2.

Date: August 7, 2018

Sean McCarthy, Treasurer

Resolution #2018-0367 - Approval of Special Event Permit Olde Mill Inn Tour of Basking Ridge & Labor Day Children’s Bicycle Races September 3, 2018

WHEREAS, Jennifer Gander, Director, representing the Bernards Township Department of Parks & Recreation, 1 Collyer Lane, Basking Ridge, NJ “the applicant,” has requested a special event permit for September 3, 2018 from 6:00am to 2:00pm for the purpose of a holding a community event; and

WHEREAS, the applicant has requested that S. Finley Avenue between Collyer Lane and Oak Street (Henry Street Intersection with Finley closed, Henry to Oak may be open); Henry Street to Rankin Avenue to Cedar Street to Dyckman Place to Colonial Drive to South Finley be closed during the event; 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 have reviewed the application and find it complete in all respects.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards by the Township Committee of the Township of Bernards that the special event permit and temporary street closures be approved.

Resolution #2018-0370 - Awarding an Extraordinary Unspecifiable Services Contract to Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809, In the Not to Exceed Amount of $83,262.57

WHEREAS, the Basking Ridge First Aid Squad Ambulance was involved in a vehicular accident on June 29, 2018; and

WHEREAS, the ambulance sustained extensive damage that is covered by the Municipal Excess Liability (MEL) affiliated Joint Insurance Funds; and

WHEREAS, section N.J.S.A. 40A:11-5(1)(a)(ii) of the Local Public Contracts Law exempts such extraordinary unspecifiable services from competitive bidding; and

WHEREAS, this contract was awarded without public advertisement as defined in N.J.S.A. 19:44A-20-7 and pursuant to the provisions of N.J.S.A. 19:44A-20-4; and

WHEREAS, the Chief Financial Officer has certified funds are available in the 2018 Self Insurance Fund, line account #T-13-56-054-SIF; and

WHEREAS, the purchasing agent has filed a Certificate Declaration for this Extraordinary Unspecifiable Service with the Municipal Clerk.

NOW THEREFORE BE RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards that an extraordinary unspecifiable service contract be awarded to Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809 in the amount not to exceed $ 83,262.57; and

NOW THEREFORE BE IT FINALLY RESOLVED, by the Township Committee of the Township of Bernards that notice of the contract award be published in the official township newspaper and a copy of this resolution be placed on file and available for public inspection in the office of the Bernards Township Purchasing Agent.

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**CERTIFICATE DECLARATION FOR EXTRAORDINARY UNSPECIFIABLE SERVICE**

Describe in detail the nature of work: Collision work on Ford E Series SD Cutaway Chassis Ambulance due to vehicular accident on June 29, 2018.

Describe why the contract meets the provision of the statute: The services to be provided by Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809 who are specialized in collision work performed on emergency vehicles.

Describe why the service is qualitative in nature requiring the need for expertise, extensive training and proven reputation: The services to be provided by Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809 are specialized in collision work performed on emergency ambulance vehicles.

Explain why it is not reasonably possible to draft specifications: Service is particular and inherent to this provider because of the scope of repair work.

Describe the informal solicitation of quotes: Due to the nature of the work, Municipal Excess Liability (MEL) affiliated Joint Insurance Funds has recommended the municipality utilize Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809 because of their extensive experience in collision work with emergency vehicles.

I, Francis J. Decibus, have reviewed the rules of the DLGS pursuant to N.J.A.C. 5:34-2.1 et seq. and certify that the proposed contract may be considered an extraordinary unspecifiable service in accordance with the requirements thereof.
CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed $83,262.57. Monies are available in the 2018 Self Insurance Fund, line account T-13-56-054-SIF.

Date: August 8, 2018

Resolution #2018-0371 - Award of Change Order #1 for Lurline Drive and Hessian Street Reconstruction to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 Increase of $25,068.42 (3.01%)

WHEREAS, the Engineering Department requests the following change order be authorized by the Township Committee:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>CO</th>
<th>Original Award</th>
<th>Amount of Increase</th>
<th>New Total</th>
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<tbody>
<tr>
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<td></td>
<td>$832,819.32</td>
<td>$25,068.42 (3.01%)</td>
<td>$857,887.74</td>
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<tr>
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<td></td>
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</tbody>
</table>

WHEREAS, it is the recommendation of the Township Engineer and Purchasing Agent to award this change order to Top Line Construction Corp.; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget or the line item appropriation Capital Ordinance #2382 line account #C-04-55-382-A01.

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 change order to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 in the amount of $ 25,068.42 for a new total award of $ 857,887.74.

CFO CERTIFICATION

I, Terri Johnson, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for in the budget or the line item appropriation Capital Ordinance # 2382 in the amount of $25,068.42 for a new not to exceed amount of $ 857,887.74. Monies are available in account # C-04-55-382-A01

Date: 8/9/2018

Terri Johnson, Chief Financial Officer

Resolution #2018-0372 - Award of Change Order #1 for Beechwood Road Storm Sewer to JTG Construction, Inc., 188 Jefferson Street, Suite 387, Newark, NJ 07105, Increase of $38,291.67 (6.85%)

WHEREAS, the Engineering Department requests the following change order be authorized by the Township Committee:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>CO</th>
<th>Original Award</th>
<th>Amount of Increase</th>
<th>New Total</th>
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</thead>
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<tr>
<td></td>
<td></td>
<td>$559,200.00</td>
<td>$38,291.67 (6.85%)</td>
<td>$597,491.67</td>
</tr>
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<td>TOTAL CO</td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

WHEREAS, it is the recommendation of the Township Engineer and Purchasing Agent to award this change order to JTG Construction, Inc.; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or Capital Ordinance #2366 line account #C-04-55-366-A03.

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 change order to JTG Construction,
Inc., 188 Jefferson Street, Suite 387, Newark, NJ 07105 in the amount of $38,291.67 for a new total award of $597,491.67.

**CFO CERTIFICATION**

I, Terri Johnson, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the in the budget or the line item appropriation Capital Ordinance # 2366 in the amount of $38,291.67 for a new total award amount of $597,491.67. Monies are available in account # C-04-55-366-A03.

Date: 8/9/2018

Terri Johnson, Chief Financial Officer

**End Consent Agenda**

Resolution #2018-0368 - Authorizing a Memorandum of Agreement with the Bernards Township Board of Education Concerning the Hiring and Placement of a Special Police Officer III in the Bernards Township School District

Motion by Bianchi second by Malay, that Resolution #2018-0368 be approved.

Roll Call:

Aye: Bianchi, Gaziano, Malay, Carpenter
Nay:
Abstain: Baldassare

Motion carried

WHEREAS, the State of New Jersey has created a new class of Special Police Officers known as Special Police Officer III (SLEOIII) specifically and solely for the purpose of school security as outlined in N.J.S.A. 40A:14-146.10, 40A:14-146.11, 40A:14-146.14, and 40A:14-146.16, and other appropriate provisions of New Jersey law; and

WHEREAS, the Township of Bernards (the “Township”) and the Bernards Township Board of Education (the “Board” or “District”) agree that having Special Class III Police Officer who is specifically trained for school security is a best practice for the safety and security of the students, faculty, staff and visitors to District Schools located in Bernards Township; and

WHEREAS, the Township and the Board agree that school security is of the utmost importance to create a safe learning environment for students; and

WHEREAS, the Township and the Board agree that the Township, through the Bernards Township Police Department, shall hire, subject to the terms of a Memorandum of Agreement, and make available a designated number of SLEO III Officer’s as determined necessary to the Bernards Township School District.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that we do hereby authorize and approve the Memorandum of Agreement with the Bernards Township Board of Education and authorize the Mayor and Clerk to execute the agreement on behalf of the Township.

Ordinance #2402 - An Ordinance to Amend the Revised General Ordinances of the Township of Bernards Chapter 3 “Police Regulations,” Section 14 “Drug-Free School, Park, Public Housing and Public Building Zone,” Subsection 1 Adoption of “Map 1 & Map 2” – Introduction

The clerk read the ordinance by title. Motion by Malay, second by Gaziano, that Ordinance #2402 be introduced on first reading, advertised as required by law, with a public hearing scheduled for 08/24/2018.

Roll Call:

Aye: Bianchi, Gaziano, Malay, Carpenter
Nay:
Abstain: Baldassare
Motion carried.

EXECUTIVE SESSION (continuation of early session if required)
Not required.

ADJOURNMENT
By unanimous consent, the meeting adjourned at 11:29 PM.

Respectfully submitted,

__________________________
Denise Szabo
Municipal Clerk/Assistant Administrator

__________________________
John Carpenter
Mayor