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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 Act in accordance with the law.

ROLL CALL

Present: Carpenter, Esposito, Bianchi

Absent: Baldassare, Harris

Also Present: Administrator Monaco, Attorney Belardo(8:00PM), Engineer Timko (8:00PM), Municipal Clerk Pisano

EXECUTIVE SESSION – [Resolution #2019-0266](#)

Motion by Esposito, second by Carpenter, and unanimously agreed that Resolution #2019-0266 be approved. The meeting temporarily adjourned to Executive Session at 7:31 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.

Reason for Closed Session

Estimated Time of Disclosure or Upon Occurrence Of

- Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose right could be adversely affect request in writing that such matter or matters be discussed at a public meeting subject to the balancing of the public's interest and the employee's privacy rights under *South Jersey Publishing*, 124 NJ 478.
The employee(s) and nature of discussion is: **Performance Evaluation – Township Administrator.**

The meeting resumed in open session at 7:41 PM and stood in recess until 8:00 PM.

SWEARING IN CEREMONY

[Resolution #2019-0277](#) - *Personnel Appointment Nicholas Dante – Patrol Officer – Police Department*
Motion by Carpenter, second by Esposito, and unanimously agreed to approve Resolution #2019-0277.

WHEREAS, the full-time position of Patrol Officer became vacant due to a retirement; and

WHEREAS, the Chief of Police, Township Administrator and Human Resources Manager have deemed it necessary to fill this position; and

WHEREAS, Nicholas Dante has applied for and is qualified to fill said position; and

WHEREAS, the Chief of Police, Township Administrator and Human Resources Manager recommend appointment of Nicholas Dante to full time Patrol Officer.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Nicholas Dante be appointed full time Patrol Officer with a hire date of Wednesday, June 12, 2019 at a salary in accordance with the Policemen’s Benevolent Association, Local No. 357 Contract, for a 40-hour work week.

[Resolution #2019-0279](#) - *Personnel Appointment Dustin Lopez – Patrol Officer – Police Department*
Motion by Esposito, second by Carpenter, and unanimously agreed to approve Resolution #2019-0279.

WHEREAS, the full-time position of Patrol Officer became vacant due to a resignation; and

WHEREAS, the Chief of Police, Township Administrator and Human Resources Manager have deemed it necessary to fill this position; and

WHEREAS, Dustin Lopez has applied for and is qualified to fill said position; and

WHEREAS, the Chief of Police, Township Administrator and Human Resources Manager recommend appointment of Dustin Lopez to full time Patrol Officer.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Dustin Lopez be appointed full time Patrol Officer with a hire date of Wednesday, June 12, 2019 at a salary in accordance with the Policemen’s Benevolent Association, Local No. 357 Contract, for a 40-hour work week.

Chief Shimsky spoke of the new hires. Clerk Pisano swore in Officer Dante and Officer Lopez.

PUBLIC WORK SESSION

None.

CORRESPONDENCE

None listed.

PUBLIC COMMENT

The Mayor opened public comment.

Todd Edelstein, Riverside Dr. requested township committee discussion on Resolutions #2019-0272 and #2019-0292, commented on the court room’s sound system, accidents at Mine Brook Rd. and Canterbury Way intersection, sub-committee meetings, and spoke in support of the police department re-structure.

TOWNSHIP COMMITTEE/BOARD REPORTS & STAFF COMMENTS

Committee and staff member reported on their recent activities and boards.

FIRE & RESCUE APPOINTMENT

None.

UNFINISHED BUSINESS

[Ordinance #2419](#) - *An Ordinance to Amend the Revised General Ordinances of the Township of Bernards Chapter 17 “Stormwater Management,” to Add Section 6 “Maintenance of Stormwater Facilities” – Public Hearing*

The clerk read ordinance #2419 by title and the Mayor opened the public hearing. There were no comments and the hearing was closed.

Motion by Esposito, second by Carpenter, that the ordinance be adopted and advertised as required by law.

Roll Call

Aye: Carpenter, Esposito, Bianchi

Nay:

Abstain:

Motion carried.

Ordinance #2422 - An Ordinance to Amend the Revised General Ordinances of the Township of Bernards Chapter 2 "Administration," Section 7 "Police Department," Subsection 1(a) "Establishment and Organization" - Public Hearing

The clerk read ordinance #2422 by title and the Mayor opened the public hearing. There were no comments and the hearing was closed.

Motion by Carpenter, second by Esposito, that the ordinance be adopted and advertised as required by law.

Roll Call

Aye: Carpenter, Esposito, Bianchi
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 Carpenter, second by Esposito, that Resolutions #2019-0272 and #2019-0292 be removed from the consent agenda and the remainder items be approved.

Roll Call

Aye: Carpenter, Esposito, Bianchi
Nay:
Abstain:
Motion carried.

****Begin Consent Agenda****

Approval of Minutes:

05/28/2019 - Open Session;

These minutes were approved for content and release.

Resolution #2019-0267 - Approval of the Bill List Dated 06/11/2019

BE IT RESOLVED, that the bill list dated 06/11/2019 be audited, and if found correct, be paid.

June 11, 2019
12:34 PM

TOWNSHIP OF BERNARDS
Check Register By Check Date

Page No: 1

Range of Checking Accts: CASH - CHECKING to CASH - CHECKING Range of Check Dates: 06/11/19 to 06/11/19
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit:

Y
=====

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
CASH - CHECKING CURRENT CHECKING					
120340	06/11/19	90540 BABITS, ANN	120.70		1442 Direct Deposit
120341	06/11/19	90563 CARTOCCIO, KAITLIN	357.58		1442 Direct Deposit
120342	06/11/19	90569 TALBERT, RACHEL	75.00		1442 Direct Deposit
120343	06/11/19	90612 PADOVANO, JORDAN	50.00		1442 Direct Deposit
120344	06/11/19	A0606 APPRAISAL SYSTEMS INC	7,320.00		1442 Direct Deposit
120345	06/11/19	B0203 DIFRANCESCO, BATEMAN, KUNZMAN,	8,447.94		1442 Direct Deposit
120346	06/11/19	C0797 COLONNELLI BROTHERS, INC.	212,944.20		1442 Direct Deposit
120347	06/11/19	H0411 H&S CONSTRUCTION & MECHANICAL	251,672.82		1442 Direct Deposit
120348	06/11/19	H0420 HARMONY TREE CARE LLC	900.00		1442 Direct Deposit
120349	06/11/19	72094 STONEHEDGE OF BERNARDS, INC.	4,108.50		1443
120350	06/11/19	A0174 ALL SPORTS STADIUM, LLC	3,903.75		1443
120351	06/11/19	A0415 AAUW SOMERSET HILLS CHAPTER	95.00		1443
120352	06/11/19	A0425 ATLANTIC TACTICAL	16.99		1443
120353	06/11/19	A0471 APEX AMERICAN ELECTRICAL	1,058.20		1443
120354	06/11/19	A0490 AG CHOICE LLC	1,320.00		1443
120355	06/11/19	A0611 AMERICAN WEAR, INC	839.28		1443
120356	06/11/19	A0614 ADAMS MFG. CORP.	2,465.19		1443
120357	06/11/19	B0001 BAKER & TAYLOR, INC.	2,697.54		1443
120358	06/11/19	B0014 BREWER ASSOCIATES	98.56		1443
120359	06/11/19	B0026 BERNARDS TOWNSHIP CURRENT	2,923.14		1443
120360	06/11/19	B0031 BERNARDSVILLE PRINT CENTER	237.73		1443
120361	06/11/19	B0034 BERNARDS TOWNSHIP PAYROLL ACCT	560,142.79		1443
120362	06/11/19	B0098 BERNARDS TOWNSHIP (RECREATION)	1,306.00		1443
120363	06/11/19	B0114 BAILEY'S TEST STRIPS & THERMO	375.00		1443
120364	06/11/19	B0241 BANISCH ASSOCIATES, INC.	19,424.80		1443
120365	06/11/19	B0320 BRIDGEWATER SPORTS ARENA	882.90		1443
120366	06/11/19	B0581 BUY WISE AUTO PARTS	1,875.92		1443
120367	06/11/19	B0692 BLUE RIDGE TIMING	639.00		1443
120368	06/11/19	B0724 BIO-SHINE, INC	172.16		1443

120369	06/11/19	C0024	GANNETT NEW JERSEY NEWSPAPERS	293.26	1443
120370	06/11/19	C0073	CAMPBELL FOUNDRY COMPANY	12,350.20	1443
120371	06/11/19	C0083	CDW GOVERNMENT, INC.	334.62	1443
120372	06/11/19	C0241	COOPER ELECTRIC SUPPLY	1,398.00	1443
120373	06/11/19	C0371	CAMELBACK MOUNTAIN RESORT	2,820.00	1443
120374	06/11/19	C0482	OPTIMUM	140.61	1443
120375	06/11/19	C0597	CLIFFSIDE BODY CORPORATION	2,090.00	1443
120376	06/11/19	C0613	CIGNA GROUP INSURANCE	1,542.92	1443
120377	06/11/19	C0636	CENTER POINT LARGE PRINT	93.48	1443
120378	06/11/19	C0669	COLLEEN A MCCARTHY	7,685.00	1443
120379	06/11/19	C0697	BB&T/CPS	39.16	1443
120380	06/11/19	C0774	COLONIAL LIFE & ACC INSURANCE	1,028.12	1443
120381	06/11/19	C0807	CHEFS CORNER RESTAURANT EQUIP	3,730.00	1443
120382	06/11/19	D0033	DEMCO, INC	170.77	1443
120383	06/11/19	D0380	DRIVERS TIRE & SERVICE CENTER	1,245.81	1443
120384	06/11/19	D0754	DC EXPRESS	762.50	1443
120385	06/11/19	D0782	DELUCA, DARREN	105.00	1443
120386	06/11/19	E0246	EMSL ANALYTICAL, INC.	151.55	1443
120387	06/11/19	E0297	EMR POWER SYSTEMS LLC	1,665.00	1443
120388	06/11/19	F0003	FOLEY, INCORPORATED	280.54	1443
120389	06/11/19	F0032	FORESTRY SUPPLIERS, INC.	659.08	1443
120390	06/11/19	F0299	FASTENAL CO.	183.66	1443
120391	06/11/19	F0324	FLAGSHIP DENTAL PLANS	455.01	1443
120392	06/11/19	F0326	FX AUTOMOTIVE LLC	632.06	1443
120393	06/11/19	F0330	FIDELITY SECURITY LIFE INS	237.80	1443
120394	06/11/19	F0352	THE FUNPLEX	1,070.00	1443
120395	06/11/19	F0376	FAMILY ADVENTURES MILLTOWN	562.27	1443
120396	06/11/19	F0378	FAIRWAY GREEN, INC.	551.60	1443
120397	06/11/19	F0381	F.W. WEBB	13.84	1443
120398	06/11/19	G0012	GILL ID SYSTEMS	580.00	1443
120399	06/11/19	G0066	GRAINGER INC	1,940.75	1443
120400	06/11/19	G0098	JCP&L	105.10	1443
120401	06/11/19	G0305	GREAT AMERICAN SIGN COMPANY	225.00	1443
120402	06/11/19	G0333	BEDMINSTER CAR WASH	185.85	1443
120403	06/11/19	G0595	GOEL, ANIRUDH & SHRUTI	315.00	1443
120404	06/11/19	G0596	GRIFFITH - ALLIED TRUCKING LLC	11,275.27	1443
120405	06/11/19	G0608	GUPTA, NEERA & SUNIL KUMAR	440.00	1443
120406	06/11/19	H0113	HAMILTON CREST CONDO ASSOC.	5,446.78	1443
120407	06/11/19	H0186	HAMILTON RIDGE CONDO ASSOC.	4,127.37	1443
120408	06/11/19	H0235	HOOVER TRUCK CENTERS	61.10	1443
120409	06/11/19	H0246	HOME DEPOT CREDIT SERVICES	1,085.79	1443
120410	06/11/19	H0267	MOTT MACDONALD LLC	147.00	1443
120411	06/11/19	H0422	HOWELL, ADRIENNE	95.00	1443
120412	06/11/19	I0152	IWS TRANSFER SYSTEMS OF NJ	2,893.80	1443
120413	06/11/19	J0116	JAY-HILL REPAIRS	952.50	1443
120414	06/11/19	J0209	JAEGER, PHIL	150.00	1443
120415	06/11/19	K0039	KOBESKY, GREGG S.	629.00	1443
120416	06/11/19	K0259	KONICA MINOLTA PREMIER FINANCE	122.00	1443
120417	06/11/19	K0331	KONICA PREMIER FINANCE	82.60	1443
120418	06/11/19	K0334	KONICA MINOLTA BUSINESS	49.99	1443
120419	06/11/19	K0341	KONICA MINOLTA PREMIER FINANCE	399.06	1443
120420	06/11/19	L0110	LEAGUE OF WOMEN VOTERS OF NJ	18.50	1443
120421	06/11/19	L0349	LESLIES SWIMMING POOL SUPPLIES	45.52	1443
120422	06/11/19	M0006	MGL PRINTING SOLUTIONS	1,639.50	1443
120423	06/11/19	M0010	MOBILE LAWNMOWER SERVICE, INC.	145.89	1443
120424	06/11/19	M0015	MCKESSON MEDICAL SURGICAL	102.34	1443
120425	06/11/19	M0142	MORRIS COUNTY AREA SWIM LEAGUE	400.00	1443
120426	06/11/19	M0299	MOUNTAIN CREEK	1,257.80	1443
120427	06/11/19	M0342	MORTON'S MARKETING RESOURCES	247.36	1443
120428	06/11/19	M0441	MAIN LINE COMMERCIAL POOLS, INC	804.00	1443
120429	06/11/19	M0518	KONICA MINOLTA BUSINESS SOL.	252.51	1443
120430	06/11/19	M0518	KONICA MINOLTA BUSINESS SOL.	31.85	1443
120431	06/11/19	M0617	MIDDLESEX POWER EQUIPMENT	27.59	1443
120432	06/11/19	M0730	MIKOLAJCZYK, JACK	400.00	1443
120433	06/11/19	N0017	NJ STATE LEAGUE OF MUNICIPAL.	115.00	1443
120434	06/11/19	N0064	NEW JERSEY LIBRARY ASSOCIATION	100.00	1443
120435	06/11/19	N0187	NJ ENVIRONMENTAL HEALTH ASSOC	570.00	1443
120436	06/11/19	N0340	NJALA REGISTRATION	220.00	1443
120437	06/11/19	N0415	NATIONAL FUEL OIL INC	9,339.02	1443
120438	06/11/19	N0449	NISIVOCIA & CO, LLP	10,405.00	1443
120439	06/11/19	O0021	OFFICE DEPOT	398.84	1443
120440	06/11/19	O0102	OCLC, INC	201.21	1443
120441	06/11/19	O0135	OUTHOUSE LLC	535.00	1443
120442	06/11/19	P0005	PITNEY BOWES, INC.	249.98	1443
120443	06/11/19	P0046	RESERVE ACCOUNT	1,886.19	1443
120444	06/11/19	P0074	POOL OPERATION MANAGEMENT	305.00	1443
120445	06/11/19	P0108	PMI TECHNOLOGIES	378.00	1443
120446	06/11/19	P0211	PATRIOT HILL CONDO ASSOCIATION	7,063.89	1443
120447	06/11/19	P0525	POWER PLACE, INC.	30.17	1443
120448	06/11/19	P0546	PETER RUBINETTI PRIVATE DISP	52.87	1443
120449	06/11/19	P0601	PALFLEET TRUCK EQUIPMENT CO	237.94	1443
120450	06/11/19	P0602	PRAXAIR DISTRIBUTION, INC	26.88	1443
120451	06/11/19	P0641	PREFERRED OUTDOOR EXPERIENCE	1,079.00	1443
120452	06/11/19	Q0028	QUALITY AUTO GLASS, INC	592.97	1443
120453	06/11/19	R0006	RECREATION PETTY CASH	21.96	1443
120454	06/11/19	R0023	RICHIES TIRE SERVICE, INC.	780.00	1443
120455	06/11/19	R0081	RIDGE CONDOMINIUM ASSOCIATION	4,035.36	1443
120456	06/11/19	R0318	RICA PROPERTIES	2,670.00	1443
120457	06/11/19	R0436	ROSE VALLEY NURSERY, LLC	1,575.00	1443
120458	06/11/19	R0534	REP PUMP SERVICES	950.00	1443
120459	06/11/19	R0754	BARFUSS, RICHARD & MEGAN	675.00	1443
120460	06/11/19	S0016	STORR TRACTOR COMPANY	574.38	1443
120461	06/11/19	S0056	RWJHN - MOBILE HEALTH SERVICE	16.00	1443
120462	06/11/19	S0101	STICKEL, KOENIG, SULLIVAN&DRILL	6,391.75	1443
120463	06/11/19	S0105	FUNPLEX	999.00	1443
120464	06/11/19	S0227	SHEARON ENVIRONMENTAL DESIGN	23,788.89	1443
120465	06/11/19	S0378	STAVOLA ASPHALT	707.41	1443
120466	06/11/19	S0403	SOMERSET COUNTY EDUCATIONAL	781.00	1443
120467	06/11/19	S0415	SPORTWORLD	1,289.09	1443
120468	06/11/19	S0418	NJSOPHE PROGRAMS	120.00	1443
120469	06/11/19	S0443	STAPLES ADVANTAGE	238.36	1443
120470	06/11/19	S0621	ST. ANDREWS AT BERNARDS CONDO	2,100.22	1443
120471	06/11/19	S0628	STATE OF NEW JERSEY-HB	190,684.55	1443
120472	06/11/19	S0913	SHEDLOCK CAR CARE	375.00	1443

TOWNSHIP COMMITTEE MINUTES

06/11/2019

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120473	06/11/19	S0977	STAVOLA CONSTRUCTION MATERIALS	993.20	1443
120474	06/11/19	S0992	SMALLWOOD FINANCIAL	2,112.00	1443
120475	06/11/19	S1017	STEM, AMY	82.46	1443
120476	06/11/19	S1029	SAMSON CONCRETE & MASONRY LLC	47,334.00	1443
120477	06/11/19	T0037	TJ'S SPORTWIDE TROPHY & AWARDS	84.00	1443
120478	06/11/19	T0066	CENGAGE LEARNING CREDIT SVCS	149.25	1443
120479	06/11/19	T0192	TURN OUT UNIFORMS INC	787.34	1443
120480	06/11/19	T0338	TMDE CALIBRATION LABS, INC.	920.96	1443
120481	06/11/19	T0372	TLO, LLC	180.50	1443
120482	06/11/19	U0001	UNITEMP INC.	2,516.00	1443
120483	06/11/19	V0037	VILLAGE SUPERMARKET, INC.	650.79	1443
120484	06/11/19	V0056	VERIZON WIRELESS	930.67	1443
120485	06/11/19	V0058	VERIZON	1,749.29	1443
120486	06/11/19	V0084	VERIZON	421.98	1443
120487	06/11/19	V0091	VENETO TRATORRIA	70.00	1443
120488	06/11/19	V0177	VERIZON	464.78	1443
120489	06/11/19	V0185	VERIZON CONNECT	625.35	1443
120490	06/11/19	V0186	FISHER AND SON COMPANY, INC	780.00	1443
120491	06/11/19	W0014	BEYER-WARNOCK FLEET	1,476.36	1443
120492	06/11/19	W0016	WARRENVILLE TRUE VALUE	547.95	1443
120493	06/11/19	W0364	WILDCO PETROLEUM EQUIP SVCS	6,363.00	1443
120494	06/11/19	Z0001	ZEP MANUFACTURING CO	241.50	1443

Report Totals	Paid	Void	Amount Paid	Amount Void
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Checks:	146	0	1,025,597.44	0.00
Direct Deposit:	9	0	481,888.24	0.00
Total:	155	0	1,507,485.68	0.00

Totals by Year-Fund						
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total	
CURRENT FUND	8-01	33,178.62	0.00	0.00	33,178.62	
CURRENT FUND	9-01	844,802.67	0.00	0.00	844,802.67	
DOG FUND	9-12	348.75	0.00	0.00	348.75	
GOLF COURSE UTILITY	9-26	28,494.01	0.00	0.00	28,494.01	
Year Total:		873,645.43	0.00	0.00	873,645.43	
CAPITAL FUND	C-04	537,237.03	0.00	0.00	537,237.03	
PUBLIC GRANTS	G-02	3,016.34	0.00	0.00	3,016.34	
TRUST FUNDS	T-13	57,738.26	0.00	0.00	57,738.26	
PROJECTS		2,670.00	0.00	0.00	2,670.00	
Total Of All Funds:		1,507,485.68	0.00	0.00	1,507,485.68	

[Resolution #2019-0268](#) - Resolution Approving the Construction of the Lafayette Lane Pedestrian Bridge Replacement

WHEREAS, Bernards Township has completed the construction of a public improvement within Bernards Township, commonly referred to as the Lafayette Lane Pedestrian Bridge Replacement; and

WHEREAS, Bernards Township has caused the construction of the aforementioned improvement to be completed; and

WHEREAS, the governing body has reviewed the aforementioned construction and exercised its judgment and/or approved the judgments of others as represented by the plan.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bernards hereby formally approves the project entitled “Replacement Of Pedestrian Bridge Over Harrison Brook At Lafayette Lane,” dated February 2019, and prepared by Andrew Cangiano, PE of the firm Keller & Kirkpatrick, Inc., for a certain public improvement generally described as the Lafayette Lane Pedestrian Bridge Replacement; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be placed in the permanent project file, together with one copy of the plan referred to above with a notation referring to the Resolution of Approval placed thereon; and

BE IT FINALLY RESOLVED that a certified copy of this Resolution shall be forwarded to Bernards Township’s Joint Insurance Fund Risk Manager.

[Resolution #2019-0269](#) - Resolution Approving the Construction of the Lyons Road Pedestrian Bridge Replacement

WHEREAS, Bernards Township has completed the construction of a public improvement within Bernards Township, commonly referred to as the Lyons Road Pedestrian Bridge Replacement; and

WHEREAS, Bernards Township has caused the construction of the aforementioned improvement to be completed; and

WHEREAS, the governing body has reviewed the aforementioned construction and exercised its judgment and/or approved the judgments of others as represented by the plan.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bernards hereby formally approves the project entitled “Superstructure Replacement For The Pedestrian Bridge At Lyons Road (County Route 640),” dated July 25, 2018, and prepared by Andrew Cangiano, PE of the firm Keller & Kirkpatrick, Inc., for a certain public improvement generally described as the Lyons Road Pedestrian Bridge Replacement; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be placed in the permanent project file, together with one copy of the plan referred to above with a notation referring to the Resolution of Approval placed thereon; and

BE IT FINALLY RESOLVED that a certified copy of this Resolution shall be forwarded to Bernards Township’s Joint Insurance Fund Risk Manager.

[Resolution #2019-0270 - Resolution Approving the Construction of the Stonehouse Road and Southard Park Pedestrian Bridge Replacements](#)

WHEREAS, Bernards Township has completed the construction of a public improvement within Bernards Township, commonly referred to as the Stonehouse Road and Southard Park Pedestrian Bridge Replacements; and

WHEREAS, Bernards Township has caused the construction of the aforementioned improvement to be completed; and

WHEREAS, the governing body has reviewed the aforementioned construction and exercised its judgment and/or approved the judgments of others as represented by the plan.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bernards hereby formally approves the project entitled “Stonehouse Road and Southard Park Pedestrian Bridge Replacements,” dated September 10, 2018, and prepared by Andrew Cangiano, PE of the firm Keller & Kirkpatrick, Inc., for a certain public improvement generally described as the Stonehouse Road and Southard Park Pedestrian Bridge Replacements; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be placed in the permanent project file, together with one copy of the plan referred to above with a notation referring to the Resolution of Approval placed thereon; and

BE IT FINALLY RESOLVED that a certified copy of this Resolution shall be forwarded to Bernards Township’s Joint Insurance Fund Risk Manager.

[Resolution #2019-0271 - Unused Vacation Accrual Due Marie LaMaire – Records Specialist Bernards Township Police](#)

WHEREAS, the Township Committee adopted Resolution No. 2019-0066 at their meeting of January 2, 2019, accepting the Personnel Policies and Procedures that outlines pay-outs due at the time of retirement; and

WHEREAS, Marie LaMaire, will be retiring from the Bernards Township Police Department effective June 1, 2019; and

WHEREAS, per the requirements of the Township’s Personnel Policy, Marie LaMaire is entitled to a Vacation Time Accrual payment for unused vacation time as calculated below based on an hourly rate of \$18.93. If the employee uses vacation time prior to her retirement date, the calculation below could be less but not more:

	Total Hours Available	Amount Due
Vacation Accrual	59.25	\$1,121.60

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

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, do hereby certify that there are adequate funds for this expenditure. Funds are available in the Police S&W, Line Account #9-01-25-240-108 for an amount not to exceed \$1,121.60.

Date: 05/30/2019

Resolution #2019-0273 - Resolution Approving the Design of the Goltra Drive & Fairview Drive East Reconstruction

WHEREAS, Bernards Township proposes to undertake construction of a public improvement within Bernards Township, commonly referred to as the Goltra Drive & Fairview Drive East Reconstruction; and

WHEREAS, Bernards Township has caused a plan and design for the aforementioned improvement to be prepared; and

WHEREAS, the governing body has reviewed the aforementioned plan or design and exercised its judgment and/or approved the judgments of others as represented by the plan.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bernards hereby formally approves the plan entitled “Goltra Drive & Fairview Drive East Reconstruction,” dated May 28, 2019, and prepared by Thomas Timko, PE, Township Engineer, for a certain public improvement generally described as the Goltra Drive & Fairview Drive East Reconstruction; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be placed in the permanent project file, together with one copy of the plan referred to above with a notation referring to the Resolution of Approval placed thereon; and

BE IT FINALLY RESOLVED that a certified copy of this Resolution shall be forwarded to Bernards Township’s Joint Insurance Fund Risk Manager.

Resolution #2019-0274 - Resolution Approving the Design of the Manchester Drive & Juniper Way Improvements

WHEREAS, Bernards Township proposes to undertake construction of a public improvement within Bernards Township, commonly referred to as the Manchester Drive & Juniper Way Improvements; and

WHEREAS, Bernards Township has caused a plan and design for the aforementioned improvement to be prepared; and

WHEREAS, the governing body has reviewed the aforementioned plan or design and exercised its judgment and/or approved the judgments of others as represented by the plan.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bernards hereby formally approves the plan entitled “2018 NJDOT Local Aid Project: Manchester Drive & Juniper Way Improvements,” dated April 25, 2019, and prepared by Thomas Timko, PE, Township Engineer, for a certain public improvement generally described as the Manchester Drive & Juniper Way Improvements; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be placed in the permanent project file, together with one copy of the plan referred to above with a notation referring to the Resolution of Approval placed thereon; and

BE IT FINALLY RESOLVED that a certified copy of this Resolution shall be forwarded to Bernards Township’s Joint Insurance Fund Risk Manager.

Resolution #2019-0275 - Approval of Special Event Permit Top Flight Lacrosse Tournament - July 5th, 2019 thru July 7th, 2019.

WHEREAS, Lori Brown, representing T3 Lacrosse “the applicant,” has requested a special event permit for 07/05/2019 thru 07/07/2019 from 6:00 AM to 8:00 PM for the purpose of holding a three-day elite level youth girl’s lacrosse tournament event at Mountain Park; 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 applicant has agreed to hire the following off-duty police officers to assist with the event – 2 officers on 7/5/19, 10AM – 7PM; 2 officers on 7/6/19, 7AM-8PM; 2 officers on 7/7/18, 7AM -1PM and 1 officer, 7AM-4PM; and

WHEREAS, the applicant has agreed to contract with a private ambulance company during all hours of the competition and provide proof of the contract prior to the event and to coordinate with the Bernards Township Police Department and Somerset County dispatch center for any calls at the event; and

WHEREAS, the applicant has secured off-site parking and shuttle bus services to accommodate attendees at the event; and

WHEREAS, the Municipal Clerk, Police Chief, Recreation Director, Fire Official, Health Director, DPW Director, Risk Manager, and Township Administrator have reviewed the application and find it complete.

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

[Resolution #2019-0276](#) - Authorization of Renewal of 2019-2020 Liquor Licenses: Chester Moores, LLC; & The Fellowship Club, Inc.

WHEREAS, applications have been made to the Township Committee of the Township of Bernards, County of Somerset, for renewals of 2019-2020 Liquor Licenses; and

WHEREAS, the Municipal Clerk reports the applications are complete in all respects, and is in receipt of the necessary fees and tax clearance certificates; and

WHEREAS, there were no objections to the renewal applications either written or in person; and

WHEREAS, the applicants are qualified to be licensed, and the Police Department has reviewed the source of all funds, or any additional financing obtained in the previous license term for use in the licensed businesses and the Police Department have submitted a memorandum of approval.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bernards approves renewal of the following liquor licenses for the license year 2019-2020:

License No	Owner	Trading As
1802-33-012-001	Chester Moores LLC	3 West Restaurant, Urban Table Restaurant
1802-31-015-001	The Fellowship Club Inc.	The Fellowship Club Inc.

[Resolution #2019-0278](#) - Personnel Appointment Alec McCrea – Patrol Officer – Police Department

WHEREAS, the full-time position of Patrol Officer became vacant due to a retirement; and

WHEREAS, the Chief of Police, Township Administrator and Human Resources Manager have deemed it necessary to fill this position; and

WHEREAS, Alec McCrea has applied for and is qualified to fill said position; and

WHEREAS, the Chief of Police, Township Administrator and Human Resources Manager recommend appointment of Alec McCrea to full time Patrol Officer.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Alec McCrea be appointed full time Patrol Officer with a hire date of Monday, June 24, 2019 at a salary in accordance with the Policemen’s Benevolent Association, Local No. 357 Contract, for a 40-hour work week.

[Resolution #2019-0280](#) - Award of Purchase Orders for Identified Vendors – DMK Lawn and Snow LLC

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 \$40,000.00 requires governing body approval; and

WHEREAS, the purchasing agent has determined that the value of the expenditures with the vendor(s) listed below will exceed \$17,500.00 in purchases; and

Vendor	Not to Exceed
DMK Lawn and Snow LLC	\$ 40,000.00

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.

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, 2019.

[Resolution #2019-0281](#)- Amending Resolution 2019-0246 adopted on May 14, 2019 “Approval of a Rehabilitation Manual and Independent Agreement with Central Jersey Housing Resource Center (CJHRC) to provide Services for Administration of Rehabilitation Services to Affordable Housing Units”

WHEREAS, on May 14, 2019, the Township Committee of the Township of Bernards adopted Resolution #2019-0246 entitled “Approval of a Rehabilitation Manual and Independent Agreement with Central Jersey Housing Resource Center (CJHRC) to provide Services for Administration of Rehabilitation Services to Affordable Housing Units”, and

WHEREAS, the Special Court Master has requested the following change be made to the resolution.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that Resolution #2019-0246 is amended as follows (deleted text in ~~strike through~~, new text in double underline):

***WHEREAS**, Central Jersey Housing Resource Center (CJHRC) is a nonprofit collaboration of businesses, financial institutions, social service agencies, public officials and housing advocates who work to increase the accessibility and availability of affordable housing in Central New Jersey; and*

***WHEREAS**, Bernards Township (Township) is required pursuant to Mount Laurel Affordable Housing obligations to have a HUD certified agency to provide such administrative services as CJHRC provides for existing low and moderate income rental and purchase units; and*

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

***WHEREAS**, CJHRC proposes to enter into an agreement with Township to provide such services for the Administration of Rehabilitation Units in Township in accordance with proposal of the Independent Agreement attached as **Exhibit A** and in accordance with the Rehabilitation Manual attached as **Exhibit B**; and*

***WHEREAS**, Township may terminate its Agreement with CJHRC on 90 days written notice and pay CJHRC for the services rendered up to the termination date; 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**, Township shall provide a ~~maximum~~ minimum average of \$10,000 per unit in its rehabilitation program. Of that amount, 80% shall constitute rehabilitation hard costs and 20% shall constitute administrative expenses payable to CJHRC. The maximum number of rehabilitation units will be eight; and*

WHEREAS, the Independent Agreement with CJHRC sets forth the scope of work for the Administrative Agent for the Rehabilitation Program and the Application Procedures for the interested owners; and

NOW BE IT FURTHER RESOLVED, by the Township Committee of the Township that it approves an agreement at a cost not to exceed 20% of the rehabilitation amount for administrative expenses with the Central Jersey Housing Resource Center effective May 15, 2019 through June 30, 2025 and the Rehabilitation Manual; and

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township that it authorizes the Mayor and Clerk to execute the agreement with the Central Jersey Housing Resource Center (CJHRC) on behalf of the Township; and

NOW THEREFORE BE IT FINALLY RESOLVED, by the Township Committee of the Township that notice of this contract award be published in the official Township newspaper, and a copy of the resolution be on file and available for public inspection, in the office of the Bernards Township Purchasing Department, Municipal Building, Basking Ridge, New Jersey 07920.

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.

Sharon Clark, Executive Director CJHRC

Resolution #2019-0282 - Personnel Appointment Kaitlin Cartoccio - Meeting Secretary Environmental Commission

WHEREAS, the Township Committee approved providing Meeting Secretaries to Boards/Commissions established by ordinance at their meeting on January 9, 2007; and

WHEREAS, the Meeting Secretary position became available due to resignation, effective June 6, 2019; and

WHEREAS, the Chairman of the Environmental Commission, Township Administrator, and Manager of Human Resources have deemed it necessary to fill this position; and

WHEREAS, Kaitlin Cartoccio has applied for and is qualified to fill said position; and

WHEREAS, the Chairman of the Environmental Commission, Township Administrator and Human Resources Officer recommend appointment of Kaitlin Cartoccio to Meeting Secretary of the Environmental Commission.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that Kaitlin Cartoccio be appointed to Secretary Environmental Commission effective June 12, 2019, at a stipend rate of \$100.00, as established by Resolution #070065.

Resolution #2019-0283 - Unused Accrued Time Payment Due Captain Mark Leopold Police Department

WHEREAS, the Township Committee adopted Resolution No. 060504 relating to accrued time payouts due upon retirement at their regular meeting of November 22, 2006; and

WHEREAS, Captain Mark Leopold, retired from the Bernards Township Police Department effective May 1, 2019 after 25 years of service; and

WHEREAS, per the requirements of the PBA contract, Captain Mark Leopold is entitled to an unused accrued time cash payment in the amount as calculated below based on an hourly rate of \$74.67.

	Amount Due
Accrued Time Payout	\$22,064.99

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that the Accrued Time payout at retirement be approved and distributed in the next available pay cycle.

TREASURY CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of Bernards Township, do hereby certify that there are adequate funds for this expenditure. Funds are available in the Accumulated Absences Trust Fund, Account #T-13-56-050-ACS for an amount not to exceed 22,064.99.

Date: 6/3/19


FOR CERTIFICATION
ONLY 2019
Sean McCarthy, CFO

[Resolution #2019-0284](#) - Refund of Development Fee Residential Development Block 4802, Lot 1.02, 165 Annin Road

WHEREAS, Section 27-76.16 of the Revised Land Use Ordinance of the Township of Bernards provides for a collection of a Development Fee; and

WHEREAS, to determine the Development Fee, the Tax Assessor calculated an ESTIMATED equalized assessed value of the property; and

WHEREAS, as a condition of the issuance of a Building Permit and a Certificate of Occupancy, payment of one- and one-half percent of the estimated equalized assessed value of \$1,300,000.00 was required; and

WHEREAS, \$19,500.00 was paid by Stonehedge at Bernards V, LLC; and

WHEREAS, the Tax Assessor has now determined the FINAL equalized assessed value of the property to be less than the ESTIMATED equalized assessed value; and

WHEREAS, payment of one- and one-half percent of the FINAL equalized assessed value of the property is \$15,391.50; and

WHEREAS, a refund of \$4,108.50 is due to Stonehedge at Bernards V, LLC.

NOW, THEREFORE, BE IT RESOLVED THAT, the Township Committee of the Township of Bernards hereby authorizes the refund of \$4,108.50.

[Resolution #2019-0285](#) - Authorizing Submission of a Grant Application to the Somerset County Board of Chosen Freeholders for a Grant Entitled "2019 Competitive Grant Application" Somerset County Municipal Youth Services Commission for \$6,000

WHEREAS, the Youth Services Coordinator is recommending the Township Committee approve a grant application to the Somerset County Board of Chosen Freeholders for a Grant Entitled "2019 Competitive Grant Application" Somerset County Municipal Youth Services Commission which would provide \$6,000 for funding Peer Educators at William Annin Middle School; and

WHEREAS, the Township has received notification of the availability of competitive grant funds that are available to Bernards Township with the purpose of conducting youth activities. Funds from this grant would be used to sponsor Peer Educators at William Annin Middle School, an afterschool program for 7th and 8th grade students at WAMS to help educate their fellow peers about alcohol, tobacco, and other drugs.

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 Somerset County Board of Chosen Freeholders entitled "2019 Competitive Grant Application" Somerset County Municipal Youth Services Commission for \$6,000; and

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards that Kaitlin Cartoccio of the Bernards Township Health Department serve as the project manager for this grant application which is due on June 14, 2019.

[Resolution #2019-0286](#) - Authorizing Submission of a Grant Application to the Somerset County Board of Chosen Freeholders for a Grant Entitled "2019 Annual Grant Application" Somerset County Municipal Youth Services Commission for \$5,000

WHEREAS, the Youth Services Coordinator is recommending the Township Committee approve a grant application to Bernards Township for a Grant entitled "2019 Annual Grant Application" Somerset County Municipal Youth Services Commission which would provide \$5,000 for funding Ridge Against Alcohol & Drugs (RAAD) youth leadership group and Viking Yoga; and

WHEREAS, the Township has received notification of the availability of grant funds that have been awarded to Bernards Township since 2000 for the purpose of conducting the youth activities. Funds this year will be used to fund RAAD in the context of training and providing support for a group of alcohol, tobacco, and other drug free peer leaders in the Bernards Township community. Viking Yoga is an 8-week yoga and mindfulness club dedicated to helping middle school students deal with everyday stressors.

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 Somerset County Board of Chosen Freeholds entitled “2019 Annual Grant Application” Somerset County Municipal Youth Services Commission for \$5,000; and

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards that Kaitlin Cartoccio of the Bernards Township Health Department serve as the project manager for this grant application which is due on June 14, 2019.

Resolution #2019-0287 - Unused Vacation Accrual Due Vanessa Freire Health Department

WHEREAS, the Township Committee adopted Resolution No. 2019-0066 at their regularly scheduled meeting of January 2, 2019, accepting the Personnel Policies and Procedures that outline guidelines for pay-outs when employees leave the Township’s payroll; and

WHEREAS, Vanessa Freire’s employment will terminate on June 7, 2019; and

WHEREAS, per the requirements of the Township’s Personnel Policy, Vanessa Freire is entitled to a Vacation Time Accrual payment for vacation time as calculated below based on an hourly rate of \$20.38. If the employee uses vacation time prior to her resignation date, the calculation below could be less but not more.

	Total Hours Available	Amount Due
Vacation Accrual	72	\$1,467.36

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

Resolution #2019-0288 - Authorizing and Approving Purchase of Firefighters Protective Clothing and Equipment from Morris County Cooperative Contract # 40 to FireFighter One, 34 Wilson Drive, Sparta, New Jersey 07871 In the Amount Not to Exceed \$84,970.92

WHEREAS, the Township of Bernards wishes to purchase firefighters protective clothing and equipment from Morris County Cooperative Contract # 40; and

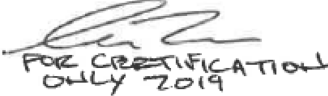
WHEREAS, the Morris County Cooperative awarded a contract to; FireFighter One, 34 Wilson Drive, Sparta, New Jersey 07871; and

WHEREAS, the Township is authorized to make purchases through cooperative and state contracts pursuant to N.J.S.A. 40A:11-10 and 12; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the Capital Budget and the line item appropriation or ordinance to be charged is Capital Ordinance #241; line account #C-04-55-417-G01; and

WHEREAS, it is the recommendation of the Purchasing Agent to purchase Firefighters Protective Clothing and Equipment from Morris County Cooperative Contract # 40.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards that the Purchasing Agent be authorized to issue a purchase order to FireFighter One, 34 Wilson Drive, Sparta, New Jersey 07871 in the not to exceed amount of \$ 84,970.92.

CHIEF FINANCIAL OFFICER CERTIFICATION	
I, Sean McCarthy, Chief Financial Officer of Bernards Township, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$89,970.92. Monies are available in; Capital Ordinance #2417; line account #C-04-55-417-G02.	
Date: June 4, 2019	 FOR CERTIFICATION ONLY 2019 Sean McCarthy, Chief Financial Officer

[Resolution #2019-0289](#) - Awarding Professional Services Contract for Bernards Township Library Capital Reserve Study to David D. Rand, Jr., CAI Reserve Specialist of the firm Becht Engineering BT, Inc. In the Not to Exceed Amount of \$3,500.00

WHEREAS, the Township of Bernards requires Professional Capital Reserve Determination Services; and

WHEREAS, David D. Rand, Jr., CAI Reserve Specialist of the firm Becht Engineering BT, Inc., 150 Allen Road, Suite 301, Basking Ridge, NJ 07920 has submitted a proposal dated May 21, 2019 outlining the preparation of a professionally developed Capital Reserve Determination Study of the Bernards Township Library to the Township; and

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

WHEREAS, this professional services contract is not subject to the requirements of N.J.S.A. 19:44A-20.4, *et seq* and Section 2-34 of the "Township Ordinances" as the Contract is under the threshold for the ordinance as well; and

WHEREAS, the Chief Financial Officer has certified funds are available in the Building Expenses-Additional line item appropriation account #9-01-LI-R01-C06.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that a professional service contract be awarded to David D. Rand, Jr., CAI Reserve Specialist of the firm Becht Engineering BT, Inc., 150 Allen Road, Suite 301, Basking Ridge, NJ 07920 as follows:

1. The contract will encompass services as outlined in the submitted proposal dated May 21, 2019.
2. The contract term is from June 12, 2019 through December 31, 2019 for the preparation of a professionally developed Capital Reserve Determination of the Bernards Township Library to the Township not to exceed an amount of \$3,500.00.
3. Billings must be rendered by the contractor within 30 days of service delivery.
4. 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.
5. No payments in excess of the "not to exceed" contract amounts will be approved, unless such services/expenditures are negotiated and agreed upon in advance 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 this resolution as Exhibit A.
7. This contract shall, for all purposes, be deemed a NJ Contract and any provisions of this contract shall be governed and interpreted with the Laws of the State of New Jersey.
8. The contractor shall report directly to Ruth Lufkin, Library Director, who will be the chief contact for the Township of Bernards on this project.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards that notice of this contract award be published in the official township newspaper and a copy of the resolution 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 follow all terms of this award.

Richard Burke NJ Lic # 24GE04283000 Principal Becht Engineering

[Resolution #2019-0290](#) - Acceptance of Grant and Insertion of Revenue Item Into the 2019 Budget \$350,000.00 for NJDOT Fiscal Year 2019 Municipal Aid Program for North Maple Avenue Improvements

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, pursuant to Resolution #2018-0404, Bernards Township submitted a grant application for improvements to North Maple Avenue; and

WHEREAS, the Township has received an award of \$350,000.00 from the NJDOT Fiscal Year 2019 Municipal Aid Program for North Maple Avenue Improvements and wishes to amend its 2019 budget to include this amount as a revenue item.

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 into:

Miscellaneous Revenues:
Special Items of General Revenue Anticipated with Prior Written
Consent of Director of Local Government Services - Public and
Public and Private Revenues Offset with Appropriations:
NJDOT 2019 Municipal Aid – North Maple Avenue

BE IT FURTHER RESOLVED that a like sum of \$350,000.00 be hereby appropriated under the caption of:

General Appropriations:
(A) Operations - Excluded from “CAPS”
Public and Private Appropriations Offset by Revenues:
NJDOT 2019 Municipal Aid – North Maple Avenue

BE IT FURTHER RESOLVED that the Chief Financial Officer will electronically file a copy of this resolution with the Division of Local Government Services according to the procedures set forth by the Director of Local Government Services.

[Resolution #2019-0291](#) - *Acceptance of Grant and Insertion of Revenue Item Into the 2019 Budget \$62,003.47 from the New Jersey Department of Environmental Protection for the Purpose of Funding the 2019 Clean Communities 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 an award of \$62,003.47 from the New Jersey Department of Environmental Protection for the purpose of funding the 2019 Clean Communities Program and wishes to amend its 2019 budget to include this amount as 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:
Special Items of General Revenue Anticipated with Prior Written
Consent of Director of Local Government Services - Public and Private Revenues Offset with
Appropriations:
2019 NJDEP – Clean Communities

BE IT FURTHER RESOLVED that a like sum of \$62,003.47 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:
2019 NJDEP – Clean Communities

[Resolution #2019-0293](#) - *Bernards Township is Authorizing a Down Payment Affordability Assistance Grant Pursuant to the Township Ordinance #2420 to Thomas George and Lydia Kallini, 197 English Place, Block 9202, Lot 30.14 in the Amount of Seven Thousand Six Hundred and Eighty-Five (\$7,685.00) Dollars*

WHEREAS, Thomas George and Lydia Kallini, married (the “Homeowners”) are the contract purchasers of property designated as Lot 30.14 in Block 9202 (*formerly identified as Lot 30.197 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 197 English Place (the “Property”); and

WHEREAS, the Homeowner seeks monetary assistance in the form of a grant through the Bernards Township Housing Down Payment Affordability Assistance Program for the purpose of buying an Affordable Unit; and

WHEREAS, the Township has an authorized down payment affordability assistance program pursuant to Ordinance #2420, Section 21.85.3d.; and

WHEREAS, the maximum amount of any Township grant shall not exceed \$8,000 and the Township shall not award more than four grants per calendar year; and

WHEREAS, based on the requirements of Ordinance #2420, the Homeowner has met the obligations for and is entitled to a Seven Thousand Six Hundred and Eighty-Five (\$7,685.00) grant (the "Grant").

NOW, THEREFORE, BE IT RESOLVED THAT the Township Committee of Bernards Township, County of Somerset, hereby authorizes the Grant provided the Homeowner occupy the Affordable Unit as a principle residence and own no other real property or dwelling.

CFO CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced expenditure in the amount not to exceed \$7,685.00. Monies are available in the 2019 Affordable Housing Trust Fund line acct # T-13-56-055-COA.



FOR CERTIFICATION
ONLY 2019

Date: June 6, 2019

Sean McCarthy, Chief Financial Officer

****End Consent Agenda****

[Resolution #2019-0272](#) - Resolution Approving the Design of the Traffic Calming at Mine Brook Road, Canterbury Way, & Somerville Road Extension

Timko provided background information.

Motion by Esposito, second by Carpenter, that 2019-0272 be approved.

Roll Call

Aye: Carpenter, Esposito, Bianchi

Nay:

Abstain:

Motion carried.

WHEREAS, Bernards Township proposes to undertake construction of a public improvement within Bernards Township, commonly referred to as the Traffic Calming at Mine Brook Road, Canterbury Way, & Somerville Road Extension; and

WHEREAS, Bernards Township has caused a plan and design for the aforementioned improvement to be prepared; and

WHEREAS, the governing body has reviewed the aforementioned plan or design and exercised its judgment and/or approved the judgments of others as represented by the plan.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bernards hereby formally approves the plan entitled "Traffic Calming at Mine Brook Road, Canterbury Way, & Somerville Road Extension," dated April 29, 2019, and prepared by Thomas Timko, PE, Township Engineer, for a certain public improvement generally described as the Traffic Calming at Mine Brook Road, Canterbury Way, & Somerville Road Extension; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be placed in the permanent project file, together with one copy of the plan referred to above with a notation referring to the Resolution of Approval placed thereon; and

BE IT FINALLY RESOLVED that a certified copy of this Resolution shall be forwarded to Bernards Township's Joint Insurance Fund Risk Manager.

[Resolution #2019-0292 - Approval of Spending Plan Consistent with P.L. 2008, c.46, Council of Affordable Housing Regulations and the Settlement Agreement entered into between the Township and Fair Share Housing Center – Exhibit A Draft Spending Plan](#)

Belardo provided background information.

Motion by Carpenter, second by Esposito, that 2019-0292 be approved.

Roll Call

Aye: Carpenter, Esposito, Bianchi

Nay:

Abstain:

Motion carried.

WHEREAS, in accordance with applicable Council on Affordable Housing (“COAH”) regulations, the New Jersey Uniform Housing Affordability Controls (“UHAC”)(N.J.A.C. 5:80-26., et seq.), and the terms of a Settlement Agreement between the Township of Bernards and Fair Share Housing Center (“FSHC”), which was entered into as part of the Township’s Declaratory Judgment action entitled In the Matter of the Application of the Township of Bernards, County of Somerset, Docket No. SOM-L-899-15, which was filed in response to Supreme Court decision In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1, 30 (2015) (“Mount Laurel IV”), the Township of Bernards is required to adopt an Affordable Housing Spending Plan; and

WHEREAS, the Township of Bernards currently has an approved Development Fee Ordinance and Affordable Housing Trust Fund in place; which includes development fees, payments from developers in lieu of constructing affordable units on-site, barrier free escrow funds, rental income, repayments from affordable housing program loans, recapture funds, proceeds from the sale of affordable units, and/or funds collected in connection with the Township’s affordable housing program; and

WHEREAS, the Township requires approval of its Spending Plan in order to utilize any of the funds within its Affordable Housing Trust Fund; and

WHEREAS, the Township of Bernards has prepared a Spending Plan consistent with P.L. 2008, c. 46, Council on Affordable Housing (“COAH”) regulations and the Settlement Agreement entered into between the Township and FSHC; and

WHEREAS, the Township desires to submit its Spending Plan to the Court for review and approval.

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Bernards, County of Somerset, State of New Jersey, hereby approves the Spending Plan that is attached hereto as Exhibit A, and requests that the Court review and approve the Township’s Spending Plan, so that it can expend funds in its Affordable Housing Trust Fund; and

BE IT FURTHER RESOLVED that the appropriate Township officials are to take any and all actions to effectuate this Resolution; and

BE IT FINALLY RESOLVED that this Resolution shall take effect pursuant to law.

PUBLIC COMMENT

None

ADJOURNMENT

By unanimous consent the meeting adjourned at 8:26 PM

Respectfully submitted,

Rhonda Pisano
Municipal Clerk

Carol Bianchi
Mayor