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## CALL TO ORDER

The mayor called the meeting to order at 8:00 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, Harris, Bianchi

Absent: Baldassare

Also Present: Administrator Monaco, Attorney Belardo, Engineer Timko, Municipal Clerk Pisano

## AMEND AGENDA

Motion by Carpenter, second by Harris and unanimously agreed that the agenda be amended to authorize an Executive Session at the end of the meeting to discuss the 04/16/19 Tort Claim by Millington Quarry under Attorney Client Privilege.

## PUBLIC WORK SESSION

[Draft Ordinance](#) - *An Ordinance of the Township of Bernards, County of Somerset, State of New Jersey, Amending, Revising and Supplementing the Code of the Township of Bernards, Chapter 21, "Revised Land Use Ordinances", with regard to the GH Golf Heritage Zone*

Mr. Malman, attorney for the USGA, was available for questions on the draft ordinance. The committee favored changes to the draft ordinance which included the removal of the R-1 designation, clarification that the existing lots be joined into a singular lot, and revisions to the golf-scape section. USGA representatives will work with the township attorney, township staff and planner to address these items.

## CORRESPONDENCE

None listed.

## PUBLIC COMMENT

The Mayor opened public comment.

Jeff Kramer – 84 Liberty Corner Rd. commented on the draft GH Golf Heritage Zone

Todd Edelstein – 172 Riverside Dr. commented on the draft GH Golf Heritage Zone, 4<sup>th</sup> of July fireworks, the Pleasant Valley Park culvert, and accessibility of town hall.

## TOWNSHIP COMMITTEE/BOARD REPORTS & STAFF COMMENTS

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

## FIRE & RESCUE APPOINTMENT

None listed.

## UNFINISHED BUSINESS

[Ordinance #2423](#) - *An Ordinance to Amend the Revised General Ordinances of the Township of Bernards Chapter 21 "Land Development," Section 58A "Agreements," Subsection 3 "Ownership Organizations" (Planning Board Report) - Public Hearing*

The clerk read the ordinance by title, the committee acknowledged the Planning Board's Report finding that the ordinance was not inconsistent with the Master Plan, and the mayor opened the public hearing. There were no comments and the hearing was closed.

Motion by Esposito, second by Harris, that Ordinance #2423 be adopted and advertised as required by law.

Roll Call

Aye: Carpenter, Esposito, Harris, 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 Harris, second by Esposito, that the consent agenda items be approved.

Roll Call

Aye: Carpenter, Esposito, Harris, Bianchi

Nay:

Abstain:

Motion carried.

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

Approval of Minutes:

06/11/2019 - Open Session

These minutes were approved for content and release.

06/11/2019 - Executive Session

These minutes were approved for content only.

Resolution #2019-0294 - Approval of the Bill List Dated 06/25/2019

**BE IT RESOLVED**, that the bill list dated 06/25/2019 be audited, and if found correct, be paid.

June 25, 2019  
11:39 AM

TOWNSHIP OF BERNARDS  
Check Register By Check Id

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Range of Checking Accts: CASH - CHECKING to CASH - CHECKING Range of Check Ids: 120495 to 120694  
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
120495	06/25/19	90227 SHIMSKY, MICHAEL	231.84		1444 Direct Deposit
120496	06/25/19	90270 GELETA, ERIC M.	192.72		1444 Direct Deposit
120497	06/25/19	90279 NEIL, DAWN	20.00		1444 Direct Deposit
120498	06/25/19	90328 GIZIENSKI, RAYMOND M.	30.88		1444 Direct Deposit
120499	06/25/19	90339 RUPP, CYNTHIA	20.00		1444 Direct Deposit
120500	06/25/19	90383 LEO, KAREN	62.50		1444 Direct Deposit
120501	06/25/19	90563 CARTOCCIO, KAITLIN	465.00		1444 Direct Deposit
120502	06/25/19	90569 TALBERT, RACHEL	73.00		1444 Direct Deposit
120503	06/25/19	B0203 DIFRANCESCO, BATEMAN, KUNZMAN,	8,526.06		1444 Direct Deposit
120504	06/25/19	H0312 HEFFERNAN, ROBERT F	5,706.25		1444 Direct Deposit
120505	06/25/19	R0071 RENDA ROADS, INC.	59,554.75		1444 Direct Deposit
120506	06/25/19	A0126 AFLAC NEW YORK	286.42		1445
120507	06/25/19	A0232 ARROW ELEVATOR, INC.	300.00		1445
120508	06/25/19	A0338 AFLAC	505.12		1445
120509	06/25/19	A0398 STERLING TALENT SOLUTIONS	341.70		1445
120510	06/25/19	A0471 APEX AMERICAN ELECTRICAL	2,314.00		1445
120511	06/25/19	A0548 ACCURATE DOOR & HARDWARE INC	2,648.02		1445
120512	06/25/19	A0650 ADVANCED ATHLETIC SERVICE	3,500.00		1445
120513	06/25/19	B0001 BAKER & TAYLOR, INC.	5,137.93		1445
120514	06/25/19	B0014 BREWER ASSOCIATES	188.86		1445
120515	06/25/19	B0015 BRODART COMPANY	138.69		1445
120516	06/25/19	B0026 BERNARDS TOWNSHIP CURRENT	0.00	06/25/19 VOID	0
120517	06/25/19	B0026 BERNARDS TOWNSHIP CURRENT	33,495.02		1445
120518	06/25/19	B0029 BERNARDS TWP BD OF EDUCATION	7,686,769.83		1445
120519	06/25/19	B0034 BERNARDS TOWNSHIP PAYROLL ACCT	593,502.32		1445
120520	06/25/19	B0038 BERNARDS TOWNSHIP (COURT)	333.75		1445
120521	06/25/19	B0044 BASKING RIDGE ANIMAL HOSPITAL	30.88		1445
120522	06/25/19	B0098 BERNARDS TOWNSHIP (RECREATION)	1,216.66		1445
120523	06/25/19	B0105 BARONS AT BASKING RIDGE	6,570.25		1445
120524	06/25/19	B0241 BANISCH ASSOCIATES, INC.	3,544.60		1445
120525	06/25/19	B0388 BLACKSTONE AUDIO BOOKS	411.28		1445
120526	06/25/19	B0507 BENTLEY & SIMON	400.95		1445
120527	06/25/19	B0518 BERNARDSVILLE HARDWARE	32.47		1445
120528	06/25/19	B0581 BUY WISE AUTO PARTS	495.76		1445
120529	06/25/19	B0637 BERNARDS CAFE	545.00		1445
120530	06/25/19	B0750 BEYER OF MORRISTOWN	59,790.00		1445
120531	06/25/19	B0755 BRANCO, ALBANO & MARLENE	80.00		1445
120532	06/25/19	C0024 GANNETT NEW JERSEY NEWSPAPERS	165.12		1445
120533	06/25/19	C0069 STATE OF NEW JERSEY	642.00		1445
120534	06/25/19	C0289 CHIEF SUPPLY	247.26		1445
120535	06/25/19	C0293 COUNTY OF ESSEX	3,470.00		1445
120536	06/25/19	C0482 OPTIMUM	34.95		1445
120537	06/25/19	C0808 CAPUTO, JONATHAN & EMILY	140.00		1445
120538	06/25/19	D0020 DELTA DENTAL OF NJ	12,691.78		1445
120539	06/25/19	D0033 DEMCO, INC	98.15		1445
120540	06/25/19	D0339 DEER CARCASS REMOVAL SVC, LLC	5,684.58		1445
120541	06/25/19	D0380 DRIVERS TIRE & SERVICE CENTER	133.50		1445
120542	06/25/19	D0692 DRILLS, SKILLS & THRILLS	3,575.00		1445
120543	06/25/19	E0020 MAPLE RUN CONDOMINIUM ASSOC.	4,499.01		1445
120544	06/25/19	E0152 EASTERN CONCRETE MATERIALS INC	19.11		1445
120545	06/25/19	E0224 EXCELLENT BUILDING SERVICES	9,744.00		1445
120546	06/25/19	E0231 EKA ASSOCIATES, P.A.	1,012.50		1445
120547	06/25/19	F0024 FISCHER, JOSEPH	3,095.00		1445
120548	06/25/19	F0024 FISCHER, JOSEPH	700.00		1445
120549	06/25/19	F0047 FULLERTON FORD	91.21		1445
120550	06/25/19	F0126 FELLOWSHIP VILLAGE	2,220.00		1445
120551	06/25/19	F0148 FAIRFIELD MAINTENANCE INC	345.00		1445
120552	06/25/19	F0266 FULL EFFECT PRODUCTIONS	270.00		1445
120553	06/25/19	F0289 FIREFIGHTER ONE	4,641.29		1445
120554	06/25/19	F0298 FWDSL & ASSOCIATES LP	2,732.61		1445
120555	06/25/19	F0326 FX AUTOMOTIVE LLC	362.13		1445
120556	06/25/19	G0005 GANN LAW BOOKS	242.50		1445
120557	06/25/19	G0025 GARDEN STATE HIGHWAY PRODUCTS	1,058.40		1445
120558	06/25/19	G0098 JCP&L	19,453.83		1445
120559	06/25/19	G0497 GARTH, LORI	100.00		1445

120560	06/25/19	G0500	GREEN BROOK ELECTRONICS	44.75	1445
120561	06/25/19	G0509	GREEN ROCK RECYCLING	44.00	1445
120562	06/25/19	G0588	GSPM XX LLC	1,491.82	1445
120563	06/25/19	G0596	GRIFFITH - ALLIED TRUCKING LLC	9,642.00	1445
120564	06/25/19	G0609	GRIECO, QUINN AND DANIELLE	80.00	1445
120565	06/25/19	G0610	GUNN, KEVIN	415.00	1445
120566	06/25/19	G0611	GUVEN, SIMA & MUSA	115.00	1445
120567	06/25/19	H0241	HASTY AWARDS INC.	753.57	1445
120568	06/25/19	H0246	HOME DEPOT CREDIT SERVICES	1,688.63	1445
120569	06/25/19	H0267	MOTT MACDONALD LLC	225.00	1445
120570	06/25/19	I0155	IDEAL AUTO BODY	1,236.47	1445
120571	06/25/19	J0206	JOY AUTOMOTIVE PRODUCTS, INC	121.68	1445
120572	06/25/19	K0259	KONICA MINOLTA PREMIER FINANCE	167.07	1445
120573	06/25/19	K0274	KELLER & KIRKPATRICK, INC	6,520.00	1445
120574	06/25/19	K0304	KERI ENGINEERING PC	6,497.00	1445
120575	06/25/19	K0331	KONICA PREMIER FINANCE	82.60	1445
120576	06/25/19	K0341	KONICA MINOLTA PREMIER FINANCE	98.83	1445
120577	06/25/19	L0109	LA GUARDIA ASSOCIATES	1,500.00	1445
120578	06/25/19	L0334	TOUCH THE MUSIC LLC	200.00	1445
120579	06/25/19	L0372	LIFESAVERS, INC	378.20	1445
120580	06/25/19	L0431	LIGHT PROPERTIES LLC	1,426.01	1445
120581	06/25/19	M0010	MOBILE LAWNMOWER SERVICE, INC.	1,974.07	1445
120582	06/25/19	M0178	MARK'S AUTO SERVICE	75.00	1445
120583	06/25/19	M0279	MITZNER, SCOTT C.	1,170.45	1445
120584	06/25/19	M0441	MAIN LINE COMMERCIAL POOLS,INC	7,249.48	1445
120585	06/25/19	M0493	MCELROY, DEUTSCH, MULVANEY &	28,007.50	1445
120586	06/25/19	M0516	MOUNTAIN LANDSCAPE CONTRACTORS	515.10	1445
120587	06/25/19	M0518	KONICA MINOLTA BUSINESS SOL.	182.94	1445
120588	06/25/19	M0617	MIDDLESEX POWER EQUIPMENT	354.30	1445
120589	06/25/19	M0830	MOTT MACDONALD	225.00	1445
120590	06/25/19	M0859	MAXX'S FLEET REPAIRS, LLC	582.50	1445
120591	06/25/19	M0868	M & P RETIREMENT PLAN	37,681.67	1445
120592	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	79.84	1445
120593	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	134.71	1445
120594	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	23.46	1445
120595	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	179.64	1445
120596	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	134.80	1445
120597	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	207.57	1445
120598	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	16.85	1445
120599	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	247.26	1445
120600	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	182.22	1445
120601	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	141.41	1445
120602	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	96.23	1445
120603	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	1,817.30	1445
120604	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	200.96	1445
120605	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	30.08	1445
120606	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	42.10	1445
120607	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	42.10	1445
120608	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	260.49	1445
120609	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	638.72	1445
120610	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	16.85	1445
120611	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	38,364.00	1445
120612	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	1,709.07	1445
120613	06/25/19	N0006	NEW JERSEY AMERICAN WATER CO.	2,456.67	1445
120614	06/25/19	N0017	NJ STATE LEAGUE OF MUNICIPAL.	115.00	1445
120615	06/25/19	N0029	NJ SOCIETY/MUNICIPAL ENGINEERS	495.00	1445
120616	06/25/19	N0032	NJ STATE DEPT HEALTH/SR SVCS	99.00	1445
120617	06/25/19	N0042	NJ LIBRARY TRUSTEE ASSOCIATION	20.00	1445
120618	06/25/19	N0083	NJRPA	600.00	1445
120619	06/25/19	N0179	NEW JERSEY STATE GOLF ASSOC.	1,863.00	1445
120620	06/25/19	N0297	NORTHERN SAFETY CO., INC.	1,284.79	1445
120621	06/25/19	N0311	NEW JERSEY EMERG PREP ASSN	405.00	1445
120622	06/25/19	N0389	NJ MOTOR VEHICLE COMMISSION	60.00	1445
120623	06/25/19	N0389	NJ MOTOR VEHICLE COMMISSION	60.00	1445
120624	06/25/19	N0389	NJ MOTOR VEHICLE COMMISSION	60.00	1445
120625	06/25/19	N0451	NJ ADVANCE MEDIA	313.10	1445
120626	06/25/19	N0454	NATIONWIDE PAYMENT SOLUTIONS	235.07	1445
120627	06/25/19	N0470	NATIONWIDE	99.22	1445
120628	06/25/19	N0485	NOONAN, SEANNA	100.00	1445
120629	06/25/19	O0021	OFFICE DEPOT	1,049.95	1445
120630	06/25/19	O0105	O.C.A. BENEFIT SERVICES, LLC	123.75	1445
120631	06/25/19	P0005	PITNEY BOWES, INC.	161.48	1445
120632	06/25/19	P0014	PUBLIC SERVICE ELEC. & GAS CO	1,791.60	1445
120633	06/25/19	P0221	PATRIOT MEWS COMMUNITY ASSOC.	2,224.23	1445
120634	06/25/19	P0534	PLUG 'N PAY TECHNOLOGIES, INC.	20.00	1445
120635	06/25/19	P0538	PROVIDENT LIFE & ACCIDENT	185.30	1445
120636	06/25/19	P0546	PETER RUBINETTI PRIVATE DISP	1,818.53	1445
120637	06/25/19	P0605	PORTER LEE CORPORATION	919.00	1445
120638	06/25/19	R0005	RECORDER PUBLISHING CO., INC	74.46	1445
120639	06/25/19	R0010	REIDER ASSOCIATES, INC.	3,123.90	1445
120640	06/25/19	R0023	RICHIES TIRE SERVICE, INC.	846.76	1445
120641	06/25/19	R0050	ROTO-ROOTER	6,595.00	1445
120642	06/25/19	R0134	RICCIARDI BROTHERS, INC.	490.80	1445
120643	06/25/19	R0369	RUTGERS -CENTER FOR CONTINUING	295.00	1445
120644	06/25/19	R0490	R & H TRUCK PARTS AND SERVICE	1,459.73	1445
120645	06/25/19	R0534	REP PUMP SERVICES	465.70	1445
120646	06/25/19	S0016	STORR TRACTOR COMPANY	165.24	1445
120647	06/25/19	S0101	STICKEL,KOENIG,SULLIVAN&DRILL	1,776.00	1445
120648	06/25/19	S0103	SOMERSET GRAIN FEED & SUPPLY	90.00	1445
120649	06/25/19	S0184	SOCIETY HILL AT BERNARDS I	10,351.99	1445
120650	06/25/19	S0191	SOMERSET COUNTY RECYCLING PROG	60,650.55	1445
120651	06/25/19	S0202	SUBURBAN PROPANE	155.11	1445
120652	06/25/19	S0358	SIENA'S PIZZA GOURMET	92.25	1445
120653	06/25/19	S0378	STAVOLA ASPHALT	1,212.42	1445
120654	06/25/19	S0443	STAPLES ADVANTAGE	300.56	1445
120655	06/25/19	S0789	STAN & SON CONSTRUCTION LLC	6,170.00	1445
120656	06/25/19	S0875	SUNLIGHT GENERAL CAPITAL	255.38	1445
120657	06/25/19	S0967	SINGHVI, SAPNA	30.32	1445
120658	06/25/19	S0977	STAVOLA CONSTRUCTION MATERIALS	508.05	1445
120659	06/25/19	S1025	SCHAIBLE, JOAN	150.00	1445
120660	06/25/19	T0066	CENGAGE LEARNING CREDIT SVCS	169.00	1445
120661	06/25/19	T0090	TREASURER, STATE OF NEW JERSEY	5,250.00	1445
120662	06/25/19	T0090	TREASURER, STATE OF NEW JERSEY	820.00	1445
120663	06/25/19	T0142	TODD HARRIS CO., INC.	314.25	1445
120664	06/25/19	T0192	TURN OUT UNIFORMS INC	4,472.36	1445

TOWNSHIP COMMITTEE MINUTES

06/25/2019

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120665	06/25/19	T0249	TACTICAL OFFICERS SURVIVAL SCH	1,500.00	1445
120666	06/25/19	T0338	TMDE CALIBRATION LABS, INC.	82.11	1445
120667	06/25/19	T0378	THE GUARDIAN LIFE INS CO OF AM	82.62	1445
120668	06/25/19	U0056	U.S. MUNICIPAL SUPPLY, INC.	150.64	1445
120669	06/25/19	U0079	US SPORTS INSTITUTE, INC.	22,175.00	1445
120670	06/25/19	U0090	UNUM LIFE INSURANCE COMPANY	363.40	1445
120671	06/25/19	V0020	VILLAGE OFFICE SUPPLY	287.15	1445
120672	06/25/19	V0037	VILLAGE SUPERMARKET, INC.	160.64	1445
120673	06/25/19	V0056	VERIZON WIRELESS	1,235.34	1445
120674	06/25/19	V0058	VERIZON	376.04	1445
120675	06/25/19	V0084	VERIZON	424.97	1445
120676	06/25/19	V0091	VENETO TRATORRIA	27.00	1445
120677	06/25/19	V0124	VERIZON BUSINESS FIOS	569.98	1445
120678	06/25/19	V0186	FISHER AND SON COMPANY, INC	7,070.00	1445
120679	06/25/19	W0014	BEYER-WARNOCK FLEET	13,298.36	1445
120680	06/25/19	W0016	WARRENVILLE TRUE VALUE	718.70	1445
120681	06/25/19	W0074	WELSH'S MOTOR SALES, INC.	978.54	1445
120682	06/25/19	W0092	WEST GROUP	954.00	1445
120683	06/25/19	W0259	VENTURA, MIESOWITZ, KEOUGH &	3,071.00	1445
120684	06/25/19	W0287	WOYCE, KEVIN	100.00	1445
120685	06/25/19	W0326	WESTCHESTER BROADWAY THEATRE	1,134.85	1445
120686	06/25/19	W0338	WORLD WATERPARK ASSOCIATION	69.00	1445
120687	06/25/19	W0347	EDWARD WACKS & ASSOCIATES, LLC	472.70	1445
120688	06/25/19	W0360	WU, BIN	105.00	1445
120689	06/25/19	X0003	XEROX CORPORATION	282.10	1445
120690	06/25/19	X0003	XEROX CORPORATION	191.82	1445
120691	06/25/19	X0003	XEROX CORPORATION	236.51	1445
120692	06/25/19	X0005	XTEL COMMUNICATION	448.61	1445
120693	06/25/19	X0005	XTEL COMMUNICATION	1,713.17	1445
120694	06/25/19	Z0071	ZIMNOCH, JOHN	425.00	1445

Report Totals	Paid	Void	Amount Paid	Amount Void
Checks:	188	1	8,816,908.51	0.00
Direct Deposit:	11	0	74,883.00	0.00
<b>Total:</b>	<b>199</b>	<b>1</b>	<b>8,891,791.51</b>	<b>0.00</b>

Totals by Year-Fund	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	8-01	24,678.05	0.00	0.00	24,678.05
CURRENT FUND	9-01	8,560,952.02	0.00	0.00	8,560,952.02
DOG FUND	9-12	219.68	0.00	0.00	219.68
GOLF COURSE UTILITY	9-26	10,623.98	0.00	0.00	10,623.98
<b>Year Total:</b>		<b>8,571,795.68</b>	<b>0.00</b>	<b>0.00</b>	<b>8,571,795.68</b>
CAPITAL FUND	C-04	88,032.26	0.00	0.00	88,032.26
PUBLIC GRANTS	G-02	643.00	0.00	0.00	643.00
TRUST FUNDS	T-13	195,567.65	0.00	0.00	195,567.65
PROJECTS		11,074.87	0.00	0.00	11,074.87
<b>Total Of All Funds:</b>		<b>8,891,791.51</b>	<b>0.00</b>	<b>0.00</b>	<b>8,891,791.51</b>

[Resolution #2019-0295](#) – Authorizing a Revision to the Shared Service Agreement approved 06/26/2018, for Administration of the 2018 NJDOT Municipal Grant Program including Engineering, Design and Construction Services for Douglas Road Improvements from Liberty Corner Road to Minebrook Road - Agreement

**WHEREAS**, Douglas Road in the Township of Bernards and the Borough of Far Hills in Somerset County, New Jersey, is a jurisdictionally shared roadway, with the center line being the municipal boundary; and

**WHEREAS**, the Borough of Far Hills has applied for and received funding from the New Jersey Department of Transportation Fiscal Year 2018 Municipal Aid Program for Douglas Road Improvements - Section 2, from Liberty Corner Road to Minebrook Road in the amount of \$272,000.00; and

**WHEREAS**, both parties agree that co-operation in the area of project design, construction and project management will reduce costs and increase efficiencies in operation, both of which are in the best interests of the public; and

**WHEREAS**, N.J.S.A. 40A:65-1et.seq Uniform Shared Services and Consolidation Act, permits and provides the mechanism for contracting between local units by entry into a Shared Service Agreement; and

**WHEREAS**, the Shared Services Agreement executed on June 26, 2018 needs to be revised to add an indemnification and hold harmless clause mutually between the Borough of Far Hills and the Township of Bernards; and

**WHEREAS**, the Shared Services Agreement executed on June 26, 2018 needs to be further revised to indicate that the Township will pay the Borough its proportionate share of costs within thirty (30) days of receipt of the invoice; and

**WHEREAS**, Bernards Township will provide at no cost to the Borough of Far Hills grant administration and professional engineering services that include project design and specification, bidding and construction management; and

**WHEREAS**, the Township of Bernards and Borough of Far Hills agree to split the costs of construction on a 50/50 basis after applying any grant received.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that an agreement, substantially in the form attached hereto, shall be entered into by the Borough of Far Hills and the Township of Bernards for the grant administration, engineering design, and construction services for the Douglas Road Improvements as outlined above revising the agreement executed on June 26, 2018.

**[Resolution #2019-0296](#) - Approval of Developer's Agreement, Crown Court Dr, Block 8501, Lots 7 & 9**

**WHEREAS**, Section 21-58A of the Revised Land Use Ordinance of the Township of Bernards requires that as a condition of final approval, a Developer's Agreement pursuant to Section 21-58A.1. shall be provided by the applicant for review and comment of the Township Engineer, in consultation with the Township Attorney as the Township Engineer may deem appropriate; and

**WHEREAS**, the Developer's Agreement must be approved by the Township Committee upon recommendation of the Township Engineer; and

**WHEREAS**, there shall be executed a Developer's Agreement between the developer and the Township incorporating all of the terms and conditions of approval imposed by the board in the form set forth in "Appendix C" of the Revised Land Use Ordinance of the Township of Bernards; and

**WHEREAS**, a developer must use the pre-printed form which is available from the Township Engineering Department; and

**WHEREAS**, the Township Engineer may revise the pre-printed form from time to time, provided such revisions may not alter the substance of such forms authorized by an ordinance implementing the revision; and

**WHEREAS**, Crown Court Associates LLC has submitted a Developer's Agreement with respect to Crown Court Drive pursuant to preliminary approval by the Planning Board dated March 5, 2019; and final approval dated March 5, 2019; and

**WHEREAS**, the Township Engineer and Township Attorney have approved the Developer's Agreement.

**NOW THEREFORE BE IT RESOLVED**, pursuant to Section 21-58A of the revised Land Use Ordinance of the Township of Bernards that the aforesaid developer's agreement is hereby approved as to form and substance by the Township Committee of the Township of Bernards.

**[Resolution #2019-0297](#) - Approval to Submit a Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation for Spring Valley Boulevard Improvements – Section 1**

**WHEREAS**, application is hereby made to the Commissioner of Transportation for the allotment of State Aid for Spring Valley Boulevard Improvements – Section 1. The project limits are from the intersection of Spring Valley Boulevard and King George Road (CR 651), a distance of 1.07 miles, to the intersection of Spring Valley Boulevard and Acken Road, or such portion thereof as may be approved by the Commissioner of Transportation; and

**WHEREAS**, the total cost estimate for these improvements is \$1,087,880.00. The Township requests the full amount of \$1,087,880.00 in State funds; and

**WHEREAS**, any aid received as a result of this application will only be used for eligible costs of the project.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of Bernards Township, formally approves the grant application for the above stated project; and



**BE IT FURTHER RESOLVED** that the Township Engineer and Municipal Clerk are hereby authorized to submit an electronic grant application identified as **MA-2020-Spring Valley Boulevard Improvements-00074** to the New Jersey Department of Transportation on behalf of the Township of Bernards; and

**BE IT FINALLY RESOLVED** that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Bernards and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

*Resolution #2019-0298 - Authorizing a Revision to the Shared Service Agreement approved 06/26/2018, for Administration of the 2019 NJDOT Municipal Aid Grant Program including Engineering, Design and Construction Services for Mine Brook Road Improvements from Old Coach Road to Whitenack Road with the Borough of Far Hills - Agreement*

**WHEREAS**, Mine Brook Road in the Township of Bernards and the Borough of Far Hills in Somerset County, New Jersey, is a jurisdictionally shared roadway, with the center line being the municipal boundary; and

**WHEREAS**, the Borough of Far Hills will apply for funding from the New Jersey Department of Transportation Fiscal Year 2019 Municipal Aid Program for Mine Brook Road Improvements from Old Coach Road to Whitenack Road; and

**WHEREAS**, the Township of Bernards acknowledges and supports the independent application by the Borough of Far Hills to the NJDOT solely on behalf of the Borough; and

**WHEREAS**, this is not a joint grant application, and the Township of Bernards is filing its own grant application to NJDOT for another roadway; and

**WHEREAS**, both parties agree that co-operation in the area of project design, construction and project management will reduce costs and increase efficiencies in operation, both of which are in the best interests of the public; and

**WHEREAS**, N.J.S.A. 40A:65-1et.seq Uniform Shared Services and Consolidation Act, permits and provides the mechanism for contracting between local units by entry into a Shared Service Agreement; and

**WHEREAS**, the Shared Services Agreement executed on June 26, 2018 needs to be revised to add an indemnification and hold harmless clause mutually between the Borough of Far Hills and the Township of Bernards; and

**WHEREAS**, the Shared Services Agreement executed on June 26, 2018 needs to be further revised to indicate that the Township will pay the Borough its proportionate share of costs within thirty (30) days of receipt of the invoice; and

**WHEREAS**, Bernards Township will provide at no cost to the Borough of Far Hills grant administration and professional engineering services that include project design and specification, bidding and construction management; and

**WHEREAS**, the Township of Bernards and Borough of Far Hills agree to split the costs of construction proportionately based on roadway area improved after applying any grants received.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that an agreement, substantially in the form attached hereto, shall be entered into by the Borough of Far Hills and the Township of Bernards for the grant administration, engineering design, and construction services for the Mine Brook Road Improvements as outlined above beginning September 11, 2018 through December 31, 2021.

*Resolution #2019-0299 - Personnel Appointment Mark Sylvester – Fire Official – Engineering*

**WHEREAS**, the full-time position of Fire Official became available due to a resignation within the Fire Prevention Department; and

**WHEREAS**, the Township Engineer, Township Administrator, and Human Resources Manager have deemed it necessary to fill this position; and

**WHEREAS**, Mark Sylvester has applied for and is qualified to fill said position; possessing his Fire Official/Fire Inspector certifications required by subchapter N.J.A.C. 5:18A-4.3 et seq.; and



**WHEREAS**, the Township Engineer, Township Administrator, and Human Resources Manager recommend appointment of Mark Sylvester to full time Fire Official, serving in the statutory position of the Fire Office for a one-year term; and

**WHEREAS**, said appointment does not guarantee employment or salary for the term of the appointment.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that Mark Sylvester be appointed full time Fire Official effective July 1, 2019 at an annual rate of \$66,000 for a 40-hour workweek. He will be appointed for a one-year term to expire June 30, 2020.

[Resolution #2019-0300](#) - *Personnel Appointment Amy Pasquariello – Librarian – Reference Services - Bernards Township Library*

**WHEREAS**, the part time Librarian – Reference Services position became available due to a resignation; and

**WHEREAS**, the Library Director, Library Board and Human Resources Manager have deemed it necessary to fill this position; and

**WHEREAS**, Amy Pasquariello has applied for and is qualified to fill said position; and

**WHEREAS**, the Library Director, Library Board and Human Resources Manager recommend appointment of Amy Pasquariello to the position of part time Librarian – Reference Services.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Amy Pasquariello be appointed part time Librarian – Reference Services with a start date of July 2, 2019 at an hourly rate of \$22.25 for an 8-hour work week.

[Resolution #2019-0301](#) - *Personnel Appointment Lisa Fortunato – Library Assistant - Marketing, Communications and Programs - Bernards Township Library*

**WHEREAS**, the part time Library Assistant - Marketing, Communications and Programs position became available due to a resignation; and

**WHEREAS**, the Library Director, Library Board and Human Resources Manager have deemed it necessary to fill this position; and

**WHEREAS**, Lisa Fortunato has applied for and is qualified to fill said position; and

**WHEREAS**, the Library Director, Library Board and Human Resources Manager recommend appointment of Lisa Fortunato to the position of part time Library Assistant - Marketing, Communications and Programs.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Lisa Fortunato be appointed part time Library Assistant - Marketing, Communications and Programs with a start date of July 15, 2019 at an hourly rate of \$16.50 for a 16-hour work week.

[Resolution #2019-0302](#) - *Award of Bid for Re-Bid 2018 NJDOT Local Aid Project: Manchester Drive & Juniper Way Improvements to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 In the Amount of \$989,625.91*

**WHEREAS**, the Township of Bernards received bids on Tuesday, June 11, 2019, at 10:30 AM for Re-Bid 2018 NJDOT Local Aid Project: Manchester Drive & Juniper Way Improvements:

BIDDERS NAME	TOTAL BID AMOUNT
Top Line Construction Corp.	\$989,625.91
Reivax Contracting Corp.	\$996,200.00*

*\*represents corrected total due to arithmetic error in bid proposal*

**WHEREAS**, it is the combined recommendation of the Township Engineer, Administrator, and Purchasing Agent to award the contract to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876, in the amount of \$989,625.91; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or Grant Fund, account number G-02-20-DOT-218 (\$500,000.00), Capital Ordinance #2417 line

account #C-04-55-417-A05 (\$250,000.00), and Capital Ordinance #2387 line account C-04-55-387-A05 (\$239,625.91); and

**WHEREAS**, this contract has been awarded to Top Line Construction Corp. 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 Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876, in the amount of \$989,625.91; 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 Top Line Construction Corp. ("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 Re-Bid 2018 NJDOT Local Aid Project: Manchester Drive & Juniper Way Improvements.
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 five (5) days written notice via certified mail.
8. The work contemplated under the Contract shall be completed within 60 days of the Notice to Proceed.
9. The Contractor shall commence the work not later than ten (10) calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.
10. 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.
11. 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.
12. 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 ten (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.

\_\_\_\_\_  
Steve Castela, President

**CFO CERTIFICATION**

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$989,625.91. Monies are available in the Grant Fund, account number G-02-20-DOT-218 (\$500,000.00), Capital Ordinance #2417 line account #C-04-55-417-A05 (\$250,000.00), and Capital Ordinance #2387 line account C-04-55-387-A05 (\$239,625.91).

Date: June 17, 2019



FOR CERTIFICATION  
ONLY 2019

Sean McCarthy, Chief Financial Officer

**Resolution #2019-0303** - Award of Bid for 2019 Road Improvements to Reivax Contracting Corp., 68 Finderne Avenue, Bridgewater, NJ 08807 In the Amount of \$2,936,110.00

WHEREAS, the Township of Bernards received bids on Tuesday, June 4, 2019, at 10:30 AM for 2019 Road Improvements:

BIDDERS NAME	TOTAL BID AMOUNT
Reivax Contracting Corp.	\$2,936,110.00
Black Rock Enterprises, LLC	\$2,973,542.99*
Top Line Construction Corp.	\$3,100,114.29

*\*represents corrected total due to arithmetic error in bid proposal*

WHEREAS, it is the combined recommendation of the Township Engineer, Administrator, and Purchasing Agent to award the contract to Reivax Contracting Corp., 68 FINDERNE AVENUE, BRIDGEWATER, NJ 08807, in the amount of \$2,936,110.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or Capital Ordinance #2417 line account #C-04-55-417-A01 (\$2,500,000.00), Capital Ordinance #2366 line account C-04-55-366-A01 (\$260,784.04), Capital Ordinance #2337 line account C-04-55-337-A01 (\$175,325.96); and

WHEREAS, this contract has been awarded to Reivax Contracting Corp. 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 Reivax Contracting Corp., 68 FINDERNE AVENUE, BRIDGEWATER, NJ 08807, in the amount of \$2,936,110.00.

**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 Reivax Contracting Corp. ("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 2019 Road Improvements.
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 five (5) days written notice via certified mail.
8. The work contemplated under the Contract shall be completed within 120 days of the Notice to Proceed. Also, all work items associated with Woods End, Henry Street, West Henry Street, Hickory Drive, Smoke Rise Road, Landau Road, and Carlisle Road shall be completed by August 30, 2019.
9. The Contractor shall commence the work not later than ten (10) calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.
10. 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.
11. 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 after the 120 day deadline and \$1,000.00 per day for every day after the August 30, 2019 deadline 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.
12. 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 ten (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.

Xavier Pimenta, Vice-President

**CFO CERTIFICATION**

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$2,936,110.00. Monies are available in the Capital Ordinance #2417 line account #C-04-55-417-A01 (\$2,500,000.00), Capital Ordinance #2366 line account C-04-55-366-A01 (\$260,784.04), and Capital Ordinance #2337 line account C-04-55-337-A01 (\$175,325.96).

Date: June 17, 2019



Sean McCarthy, Chief Financial Officer

[Resolution #2019-0304](#) - Award of Bid for Goltra Drive and Fairview Drive East Reconstruction to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 – In the Amount of \$1,183,854.75

**WHEREAS**, the Township of Bernards received bids on Tuesday, June 11, 2019, at 10:45 AM for Goltra Drive and Fairview Drive East Reconstruction:

BIDDERS NAME	TOTAL BID AMOUNT
Top Line Construction Corp.	\$1,183,854.75
Your Way Construction Inc.	\$1,450,954.05

**WHEREAS**, it is the combined recommendation of the Township Engineer, Administrator, and Purchasing Agent to award the contract to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876, in the amount of \$1,183,854.75; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or Capital Ordinance #2417 line account #C-04-55-417-A06 (\$1,000,000.00), and Capital Ordinance #2397 line account C-04-55-397-A01 (\$183,854.75); and

**WHEREAS**, this contract has been awarded to Top Line Construction Corp. 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 Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876, in the amount of \$1,183,854.75; and

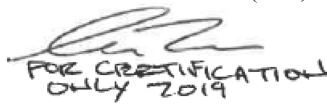
**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that in accordance with the bid specifications, the contract between Bernards Township ("Owner") and Top Line Construction Corp. ("Contractor") shall contain:

1. Provisions of all labor, material, and equipment necessary to perform all work as indicated on the Drawings and Specified for the Goltra Drive and Fairview Drive East Reconstruction.
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 five (5) days written notice via certified mail.
8. The work contemplated under the Contract shall be completed within 60 days of the Notice to Proceed.
9. The Contractor shall commence the work not later than ten (10) calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.
10. 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.
11. 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.
12. 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 ten (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.

\_\_\_\_\_  
Steve Castela, President, Top Line Construction Corp.

<b>CFO CERTIFICATION</b>
I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$1,183,854.75. Monies are available in the Capital Ordinance #2417 line account #C-04-55-417-A06 (\$1,000,000.00), and Capital Ordinance #2397 line account C-04-55-397-A01 (\$183,854.75).
Date: June 17, 2019
 <b>FOR CERTIFICATION ONLY 2019</b> Sean McCarthy Chief Financial Officer

**[Resolution #2019-0305](#) - Authorizing Submission of a Grant Application to the Somerset County Cultural and Heritage Commission for a State/County Partnership Local Arts Program Grant: \$8,000 for the Department of Parks & Recreation**

**WHEREAS**, the Director of Parks and Recreation is recommending the Township Committee approve a grant application to the Somerset County Cultural and Heritage Commission for the NJ State Council on the Arts State/County Partnership Local Arts Program Grant, which would provide up to \$8,000 towards the 2020 production of Plays in the Park.

**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 Cultural and Heritage Commission for a State/County Partnership Local Arts Program Grant; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that Jennifer Gander of the Bernards Township Parks & Recreation Department serves as the Project Manager for this grant application and the Project Manager and CFO are hereby authorized to sign the grant on behalf of the Township.

**[Resolution #2019-0306](#) - Personnel Appointment, Violations Clerk – Jenni Peterson**

**WHEREAS**, the temporary part-time Violations Clerk position became available due to a promotion; and

**WHEREAS**, the Court Administrator, Township Administrator and Human Resources Manager have deemed it necessary to fill this position; and

**WHEREAS**, Jenni Peterson has applied for and is qualified to fill said position; and

**WHEREAS**, the Court Administrator, Township Administrator and Human Resources Manager recommend appointment of Jenni Peterson to temporary part-time Violations Clerk.



**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Jenni Peterson be appointed temporary part-time Violations Clerk with a hire date of July 1, 2019 at an hourly rate of \$18.00 for a 24-hour work week.

[Resolution #2019-0307 - Compliance with N.J.S.A. 40A:5-4, 2018 Annual Report of Audit](#)

**WHEREAS**, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

**WHEREAS**, The Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the Township Clerk (received on June 18, 2019) as per the requirements of N.J.S. 40A:5-6, and a copy has been received by each member of the governing body; and

**WHEREAS**, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: General Comments, Recommendations; and

**WHEREAS**, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled: General Comments, Recommendations, as evidenced by the group affidavit form of the governing body; and

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

**NOW, THEREFORE BE IT RESOLVED**, that the Township Committee of the Township of Bernards, hereby states that it has complied with N.J.A.C. 5:30-6 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

*05/28/2019 Executive Session Minutes*

Esposito recused himself.

Motion by Carpenter, second by Harris, and unanimously agreed that the 05/28/2019 Executive Session Minutes be approved for content only.

*Mayoral Appointments*

The mayor announced the following appointment:

*Environmental Commission:*

Debra DeWitt, Alternate #1 Member, filling unexpired 3-year term of Regular Member Michael Kelly, expiring 12/31/20

**PUBLIC COMMENT**

The Mayor opened public comment.

Todd Edelstein - 172 Riverside Dr. commented on the budget

## **EXECUTIVE SESSION**

Motion by Harris, second by Esposito, and unanimously agreed that as authorized by amendment to the agenda earlier in the meeting, the meeting temporarily be adjourned to Executive Session at 8:31 PM.

## **ADJOURNMENT**

The meeting resumed in open session at 8:59 PM and by unanimous consent immediately adjourned.

Respectfully submitted,

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Rhonda Pisano  
Municipal Clerk

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Carol Bianchi  
Mayor