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June 26, 2018 – COMBINED AGENDA/REGULAR MEETING

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CALL TO ORDER

The mayor called the meeting to order at 7:30 PM in the Municipal Building, 1 Collyer Lane, Basking Ridge, NJ. Those assembled saluted the flag and the mayor read the open public meetings statement in accordance with the law.

ROLL CALL

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

Resolution #2018-0293 - Authorizing an Executive Session Meeting of the Bernards Township Committee

Motion by Baldassare, second by Malay, and unanimously agreed that Resolution #2018-0293 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.

<u>Reason for Closed Session</u>	<u>Estimated Time of Disclosure or Upon Occurrence Of</u>
<input checked="" type="checkbox"/> Any pending or anticipated litigation or contract negotiations which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as lawyer. <i>Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the Township's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact.</i> Attorney Client Privilege - Hansom & Watchung Road Bid Litigation - Affordable Housing SOM-L-899-1 Litigation Update	Upon resolution Upon resolution
<input checked="" type="checkbox"/> 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 <i>South Jersey Publishing</i> , 124 NJ 478. Board Appointments.	Upon appointment

The meeting resumed in open session at 8:00 PM.

PUBLIC COMMENT

Todd Edelstein, Riverside Drive, commented on legalized marijuana and Ordinance #2394.

CORRESPONDENCE

Nothing listed.

TOWNSHIP COMMITTEE/STAFF COMMENTS

Committee and staff members reported on their activities.

FIRE & RESCUE APPOINTMENT

Nothing listed.

UNFINISHED BUSINESS

Nothing listed.

NEW BUSINESS

Consent Agenda

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

Motion by Malay, second by Baldassare, that Resolutions #2018-0296 and #2018-0298 be removed from the Consent Agenda, and that the remaining items be approved.

Roll Call:

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

*** Begin Consent Agenda***

Approval of Minutes

[06/12/2018 Open Session](#)

These minutes were approved for content and release.

06/12/2018 Executive Session

These minutes were approved for content only.

[Resolution #2018-0239](#) - *Unused Vacation Accrual Due Alison Petersen – Administrative Associate, Tax Collection Department*

WHEREAS, the Township Committee adopted Resolution No. 2018-0066 at their meeting of January 2, 2018, accepting the Personnel Policies and Procedures that outlines pay-outs due at the time of resignation; and

WHEREAS, Alison Petersen, will be resigning from her full time position with Bernards Township effective June 30, 2018; and

WHEREAS, per the requirements of the Township’s Personnel Policy, Alison Petersen is entitled to a Vacation Time Accrual payment for unused vacation time as calculated below based on an hourly rate of \$18.72. 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	42.00	\$786.24

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, Terri Johnson, CFO for the Township of Bernards, do hereby certify that there are adequate funds available for this expenditure. Funds are available in the 2018 Operating Budget, Tax Collector S&W line account #8-01-20-145-101 for the amount not to exceed \$786.24.

Terri Johnson
FOR TREASURY
CERTIFICATION ONLY

Date: 06/04/2018

Terri Johnson, CFO

[Resolution #2018-0278](#) - *Authorizing a Shared Service Agreement 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*

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, a Shared Services agreement will be executed between the Township of Bernards and the Borough of Far Hills; 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 beginning June 26, 2018 through June 25, 2021.

[Resolution #2018-0291](#) - *Authorization of Renewal of 2018-2019 Liquor License #1802-44-003-007 issued to AEK Enterprises t/a Select Vintage Wines*

WHEREAS, application has been made to the Township Committee of the Township of Bernards, County of Somerset, for renewal of 2018-2019 Liquor License; and

WHEREAS, the Municipal Clerk reports the application is 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 application either written or in person; and

WHEREAS, the applicant is 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 business. The Police Department has thoroughly investigated the applicant and has submitted a memorandum of approval.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Bernards approves renewal of the Liquor License of AEK Enterprises t/a Select Vintage Wines

Resolution #2018-0292 - Approval of the Bill List Dated 06/26/2018

BE IT RESOLVED, that the bill list dated 6/26/2018 be audited, and if found correct, be paid.

June 26, 2018
12:25 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: 06/13/18 to 12/31/18
 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					
116368	06/13/18	V0140 VANTAGEPOINT TRANSFER AGENTS	21,510.25	06/13/18 VOID	1372 (Reason: CHANGE ACCOUNT)
116369	06/13/18	V0140 VANTAGEPOINT TRANSFER AGENTS	21,510.25		1373
116370	06/26/18	90224 CALLAHAN, DANIEL J	23.35		1374 Direct Deposit
116371	06/26/18	90270 GELETA, ERIC M.	124.59		1374 Direct Deposit
116372	06/26/18	90366 ANDRIOLO, KAREN (390AND01)	28.34		1374 Direct Deposit
116373	06/26/18	90379 HILF, LYNNE (393HIL01)	24.64		1374 Direct Deposit
116374	06/26/18	90504 COWELL, TRICIA	30.00		1374 Direct Deposit
116375	06/26/18	90545 CONNOR, ANTHONY	26.34		1374 Direct Deposit
116376	06/26/18	90563 CARTOCCIO, KAITLIN	179.11		1374 Direct Deposit
116377	06/26/18	90627 KLEINLE, JOANNE (391KLE01)	115.20		1374 Direct Deposit
116378	06/26/18	A0035 PENWORTHY/AMERICAN MEDIA	327.47		1375
116379	06/26/18	A0126 AFLAC NEW YORK	347.48		1375
116380	06/26/18	A0168 ALLIED OIL COMPANY, LLC	10,973.16		1375
116381	06/26/18	A0174 ALL SPORTS STADIUM, LLC	906.00		1375
116382	06/26/18	A0232 ARROW ELEVATOR, INC.	200.00		1375
116383	06/26/18	A0250 AMBASSADOR MEDICAL SERVICES	300.00		1375
116384	06/26/18	A0288 AIRPOWER INTERNATIONAL, INC.	9,350.00		1375
116385	06/26/18	A0338 AFLAC	505.12		1375
116386	06/26/18	A0514 AWARENESS PROTECTIVE CONSULTNT	395.00		1375
116387	06/26/18	A0607 AZMO MECHANICAL, INC	412.95		1375
116388	06/26/18	B0001 BAKER & TAYLOR, INC.	3,679.38		1375
116389	06/26/18	B0015 BRODART COMPANY	133.82		1375
116390	06/26/18	B0026 BERNARDS TOWNSHIP CURRENT	8,772.70		1375
116391	06/26/18	B0029 BERNARDS TWP BD OF EDUCATION	7,544,509.50		1375
116392	06/26/18	B0034 BERNARDS TOWNSHIP PAYROLL ACCT	572,322.50		1375
116393	06/26/18	B0038 BERNARDS TOWNSHIP (COURT)	180.35		1375
116394	06/26/18	B0044 BASKING RIDGE ANIMAL HOSPITAL	714.25		1375
116395	06/26/18	B0077 BERNARDS TOWNSHIP	200.00		1375
116396	06/26/18	B0098 BERNARDS TOWNSHIP (RECREATION)	1,360.05		1375
116397	06/26/18	B0203 DIFRANCESCO, BATEMAN, COLEY, YOSP	8,315.94		1375
116398	06/26/18	B0241 BANISCH ASSOCIATES, INC.	1,315.70		1375
116399	06/26/18	B0388 BLACKSTONE AUDIO BOOKS	139.73		1375
116400	06/26/18	B0399 BAUVILLE	2,177.44		1375
116401	06/26/18	B0480 BRISTOL-DONALD CO, INC	1,015.54		1375
116402	06/26/18	B0492 BROWN'S HUNTERDON INTERNAT'L	1,857.40		1375
116403	06/26/18	B0581 BUY WISE AUTO PARTS	1,110.01		1375
116404	06/26/18	B0600 BRANCHBURG SPORTS COMPLEX, LLC	200.00		1375
116405	06/26/18	B0633 BEST CLEANING BUILDING SERVICE	4,400.00		1375
116406	06/26/18	B0724 BIO-SHINE, INC	194.66		1375
116407	06/26/18	B0741 BELLISH, JENNA & AARON	100.00		1375
116408	06/26/18	C0024 GANNETT NEW JERSEY NEWSPAPERS	39.56		1375
116409	06/26/18	C0083 CDW GOVERNMENT, INC.	1,140.00		1375
116410	06/26/18	C0289 CHIEF SUPPLY	1,426.78		1375
116411	06/26/18	C0293 COUNTY OF ESSEX	2,720.00		1375
116412	06/26/18	C0345 COURIER NEWS SUBSCRIPTIONS	371.80		1375
116413	06/26/18	C0650 CITIMORTGAGE, INC.	5,201.24		1375
116414	06/26/18	C0733 CASINO PIER	1,150.00		1375
116415	06/26/18	C0771 COMPUTER SHARP, INC	735.00		1375
116416	06/26/18	C0773 COMMUNITY HOME CARE	659.00		1375
116417	06/26/18	C0777 CORELOGIC	5,299.69		1375
116418	06/26/18	C0791 CHIU, HENRY	10.00		1375
116419	06/26/18	D0020 DELTA DENTAL OF NJ	12,902.69		1375
116420	06/26/18	D0754 DC EXPRESS	743.50		1375
116421	06/26/18	D0767 DIGGERLAND USA 1, LLC	1,803.00		1375
116422	06/26/18	D0771 DOSHI, JATIN & SONAL	1,630.00		1375
116423	06/26/18	E0231 EKA ASSOCIATES, P.A.	150.00		1375
116424	06/26/18	E0250 E LIFE GUARD INC	562.63		1375
116425	06/26/18	E0258 ECOLOGICAL SOLUTIONS	494.36		1375
116426	06/26/18	E0283 ELI TAYLOR SHOP	228.00		1375
116427	06/26/18	E0288 EPP, CYNTHIA	100.00		1375
116428	06/26/18	E0291 ESCAPE ROOM CENTER LLC	1,000.00		1375
116429	06/26/18	E0292 REBOUNDERZ EDISON	720.00		1375
116430	06/26/18	F0024 FISCHER, JOSEPH	3,070.00		1375
116431	06/26/18	F0098 FERTL-SOIL TURF SUPPLY, INC	95.50		1375
116432	06/26/18	F0158 FLEMINGTON DEPARTMENT STORE	675.16		1375
116433	06/26/18	F0299 FASTENAL CO.	690.91		1375
116434	06/26/18	F0313 FUN EXPRESS, LLC	1,467.57		1375
116435	06/26/18	F0335 FOY INVENTERPRISESEM INC.	2,000.00		1375
116436	06/26/18	F0367 FRONTLINE INDUSTRIES, INC	4,895.00		1375
116437	06/26/18	G0015 GPANJ, INC.,C/O JAMES TERRUSO	100.00		1375
116438	06/26/18	G0066 GRAINGER INC	241.30		1375
116439	06/26/18	G0098 JCP&L	16,470.19		1375
116440	06/26/18	G0133 GARDEN STATE LABORATORIES, INC	160.00		1375
116441	06/26/18	G0497 GARTH, LORI	75.00		1375
116442	06/26/18	G0533 GUSTAFSON, ROBERT OR MICHELLE	50.00		1375
116443	06/26/18	G0568 GEORGE ELY ASSOCIATES, INC	707.00		1375
116444	06/26/18	G0588 GSPM XX LLC	1,820.00		1375
116445	06/26/18	H0113 HAMILTON CREST CONDO ASSOC.	3,601.26		1375
116446	06/26/18	H0186 HAMILTON RIDGE CONDO ASSOC.	2,807.89		1375

116447	06/26/18	H0246	HOME DEPOT CREDIT SERVICES	39.98	1375
116448	06/26/18	H0312	HEFFERNAN, ROBERT F	5,706.25	1375
116449	06/26/18	H0400	HOLTON, JILL	80.00	1375
116450	06/26/18	I0036	IPMA-HR	109.00	1375
116451	06/26/18	I0154	INDOOR SPORTS PAVILION LLC	1,000.00	1375
116452	06/26/18	I0155	IDEAL AUTO BODY	1,293.85	1375
116453	06/26/18	I0158	INSPECT USA, INC	243.14	1375
116454	06/26/18	J0093	JOHNNY ON THE SPOT	65.00	1375
116455	06/26/18	J0123	JERSEY PAPER PLUS (JCP PAPER)	1,672.55	1375
116456	06/26/18	J0209	JAEGER, PHIL	150.00	1375
116457	06/26/18	J0218	JENKINSON, EMILY & DONOVAN	90.00	1375
116458	06/26/18	K0036	KONICA MINOLTA BUSINESS	401.62	1375
116459	06/26/18	K0259	KONICA MINOLTA PREMIER FINANCE	167.07	1375
116460	06/26/18	K0274	KELLER & KIRKPATRICK, INC	7,068.75	1375
116461	06/26/18	K0331	KONICA PREMIER FINANCE	82.60	1375
116462	06/26/18	L0397	LEONARDIS, RICHARD	2,743.65	1375
116463	06/26/18	L0420	LISTON, DAVID	52.00	1375
116464	06/26/18	L0421	LIU, NA & ZHIGANG	7,943.86	1375
116465	06/26/18	M0015	MOORE MEDICAL, LLC	1,133.35	1375
116466	06/26/18	M0178	MARK'S AUTO SERVICE	112.50	1375
116467	06/26/18	M0279	MITZNER, SCOTT C.	1,147.50	1375
116468	06/26/18	M0342	MORTON'S MARKETING RESOURCES	237.52	1375
116469	06/26/18	M0441	MAIN LINE COMMERCIAL POOLS,INC	350.00	1375
116470	06/26/18	M0493	MCELROY, DEUTSCH, MULVANEY &	27,887.93	1375
116471	06/26/18	M0518	KONICA MINOLTA BUSINESS SOL.	31.85	1375
116472	06/26/18	M0627	MODERN HANDLING EQUIPMENT CO	414.88	1375
116473	06/26/18	M0730	MIKOLAJCZYK, JACK	400.00	1375
116474	06/26/18	M0731	MALL CHEVROLET INC	7,434.82	1375
116475	06/26/18	M0823	MOOSEWOOD TREE SERVICE	3,340.00	1375
116476	06/26/18	M0859	MAXX'S FLEET REPAIRS, LLC	129.95	1375
116477	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	125.85	1375
116478	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	220.16	1375
116479	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	15.68	1375
116480	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	213.83	1375
116481	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	59.90	1375
116482	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	131.72	1375
116483	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	142.01	1375
116484	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	878.52	1375
116485	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	156.99	1375
116486	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	22.00	1375
116487	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	102.36	1375
116488	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	75.07	1375
116489	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	28.31	1375
116490	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	39.19	1375
116491	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	39.19	1375
116492	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	168.91	1375
116493	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	251.73	1375
116494	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	35,275.95	1375
116495	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	2,146.80	1375
116496	06/26/18	N0006	NEW JERSEY AMERICAN WATER CO.	973.27	1375
116497	06/26/18	N0030	NJ STATE ASSN.-CHIEFS/POLICE	385.00	1375
116498	06/26/18	N0083	NJRPA	600.00	1375
116499	06/26/18	N0179	NEW JERSEY STATE GOLF ASSOC.	2,132.00	1375
116500	06/26/18	N0287	NJ STATE LIBRARY	35.00	1375
116501	06/26/18	N0449	NISIVOCCIA & CO, LLP	10,200.00	1375
116502	06/26/18	N0470	NATIONWIDE	82.65	1375
116503	06/26/18	O0003	ORIENTAL TRADING COMPANY, INC.	149.25	1375
116504	06/26/18	O0021	OFFICE DEPOT	1,395.18	1375
116505	06/26/18	O0116	OBERLY, BARRY	990.00	1375
116506	06/26/18	P0074	POOL OPERATION MANAGEMENT	610.00	1375
116507	06/26/18	P0211	PATRIOT HILL CONDO ASSOCIATION	4,357.73	1375
116508	06/26/18	P0221	PATRIOT MEWS COMMUNITY ASSOC.	1,358.47	1375
116509	06/26/18	P0534	PLUG 'N PAY TECHNOLOGIES, INC.	20.00	1375
116510	06/26/18	P0538	PROVIDENT LIFE & ACCIDENT	260.44	1375
116511	06/26/18	P0546	PETER RUBINETTI PRIVATE DISP	1,871.40	1375
116512	06/26/18	P0605	PORTER LEE CORPORATION	875.00	1375
116513	06/26/18	P0637	PURPORA, JOANNE & RONALD	140.00	1375
116514	06/26/18	R0005	RECORDER PUBLISHING CO., INC	55.59	1375
116515	06/26/18	R0010	REIDER ASSOCIATES, INC.	3,938.90	1375
116516	06/26/18	R0019	RECREONICS, INC.	354.66	1375
116517	06/26/18	R0050	ROTO-ROOTER	324.00	1375
116518	06/26/18	R0526	REID, PETER & LINDA	215.88	1375
116519	06/26/18	S0062	STAR LEDGER	187.55	1375
116520	06/26/18	S0101	STICKEL, KOENIG, SULLIVAN&DRILL	828.00	1375
116521	06/26/18	S0150	SPRING RIDGE MASTER ASSOC.	25,664.47	1375
116522	06/26/18	S0278	STATE TREASURER OF NEW JERSEY	50.00	1375
116523	06/26/18	S0358	SIENA'S PIZZA GOURMET	179.40	1375
116524	06/26/18	S0378	STAVOLA ASPHALT	2,713.97	1375
116525	06/26/18	S0456	STONE CENTER AT BRIDGEWATER	42.70	1375
116526	06/26/18	S0536	SOMERSET COUNTY BUSINESS	50.00	1375
116527	06/26/18	S0861	SWAN, KAREN	5.67	1375
116528	06/26/18	S0950	THE SILVERMAN GROUP	125,974.17	1375
116529	06/26/18	S0962	SCIENCE PRESS USA INC.	287.10	1375
116530	06/26/18	S0965	SITEONE LANDSCAPE SUPPLY, LLC	117.77	1375
116531	06/26/18	S1001	SEASHORE AMUSEMENTS, INC	1,006.25	1375
116532	06/26/18	T0025	TRUKMANN'S INC. C/O	984.00	1375
116533	06/26/18	T0066	CENGAGE LEARNING CREDIT SVCS	125.40	1375
116534	06/26/18	T0142	TODD HARRIS CO., INC.	223.75	1375
116535	06/26/18	T0192	TURN OUT UNIFORMS INC	3,244.37	1375
116536	06/26/18	T0214	TELE-MEASUREMENTS, INC.	4,097.50	1375
116537	06/26/18	T0249	TACTICAL OFFICERS SURVIVAL SCH	1,200.00	1375
116538	06/26/18	T0338	TMDE CALIBRATION LABS, INC.	847.50	1375
116539	06/26/18	T0363	TOSHIBA BUSINESS SOLUTIONS	1,586.32	1375
116540	06/26/18	T0378	THE GUARDIAN LIFE INS CO OF AM	80.19	1375
116541	06/26/18	T0422	TOMAHAWK LAKE, INC.	756.00	1375
116542	06/26/18	T0426	THE NATIONAL COUNCIL FOR	1,137.00	1375
116543	06/26/18	U0001	UNITEMP INC.	112.00	1375
116544	06/26/18	U0069	UNITED STATES TREASURY	26.29	1375

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116545	06/26/18	U0090	UNUM LIFE INSURANCE COMPANY	361.41	1375
116546	06/26/18	V0037	VILLAGE SUPERMARKET, INC.	342.10	1375
116547	06/26/18	V0056	VERIZON WIRELESS	1,313.79	1375
116548	06/26/18	V0058	VERIZON	424.20	1375
116549	06/26/18	V0084	VERIZON	683.28	1375
116550	06/26/18	V0177	VERIZON	424.37	1375
116551	06/26/18	V0185	VERIZON NETWORK FLEET	260.00	1375
116552	06/26/18	V0186	FISHER AND SON COMPANY, INC	6,000.00	1375
116553	06/26/18	V0195	VIGILANT SOLUTIONS	19,162.61	1375
116554	06/26/18	W0241	W.B. MASON CO INC.	432.60	1375
116555	06/26/18	W0339	W.B. MASON	142.20	1375
116556	06/26/18	W0347	EDWARD WACKS & ASSOCIATES, LLC	352.00	1375
116557	06/26/18	X0005	XTEL COMMUNICATION	390.84	1375
116558	06/26/18	X0005	XTEL COMMUNICATION	1,413.70	1375
116559	06/26/18	Y0018	YEAMON MUSIC INC.	1,850.00	1375

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
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Checks:	183	1	8,623,969.11	21,510.25
Direct Deposit:	8	0	551.57	0.00
Total:	191	1	8,624,520.68	21,510.25

Report Totals	Paid	Void	Amount Paid	Amount Void
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Checks:	183	1	8,623,969.11	21,510.25
Direct Deposit:	8	0	551.57	0.00
Total:	191	1	8,624,520.68	21,510.25

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total

CURRENT FUND	7-01	57,012.38	0.00	0.00	57,012.38
CURRENT FUND	8-01	8,313,673.85	0.00	0.00	8,313,673.85
DOG FUND	8-12	1,049.97	0.00	0.00	1,049.97
GOLF COURSE UTILITY	8-26	18,045.83	0.00	0.00	18,045.83
Year Total:		8,332,769.65	0.00	0.00	8,332,769.65
CAPITAL FUND	C-04	38,115.91	0.00	0.00	38,115.91
PUBLIC GRANTS	G-02	2,145.14	0.00	0.00	2,145.14
TRUST FUNDS	T-13	64,528.93	0.00	0.00	64,528.93
PROJECT		129,948.67	0.00	0.00	129,948.67
Total Of All Funds:		8,624,520.68	0.00	0.00	8,624,520.68

Resolution #2018-0294 - Appointment of Humane Law Enforcement Officer – Michelle Santoro

WHEREAS, in January 2018 the New Jersey Animal Cruelty Law Enforcement Statute was amended by the State Legislature and signed into law by the Governor, and animal welfare and animal cruelty investigations will fall under the purview of municipalities in the State of New Jersey; and

WHEREAS, Chapter 22 of Title 4 of the Revised Statutes, requires the Municipality to appoint a Humane Law Enforcement Officer, who shall be responsible to enforce, investigate, and sign complaints concerning any violation of the animal cruelty laws of the State or ordinances of the municipality, and to act as an officer for the detection, apprehension, and arrest of offenders against the animal welfare and animal cruelty laws of the State and ordinances of the municipality; and

WHEREAS, an individual may serve concurrently as an Animal Control Officer and a Humane Law Enforcement Officer, and Michelle Santoro is a New Jersey certified Animal Control Officer and New Jersey certified Animal Cruelty Investigator, qualified for the position of the Humane Law Enforcement Officer.

NOW THEREFORE BE IT RESOLVED, By the Township Committee of the Township of Bernards that Michelle Santoro be appointed the Humane Law Enforcement Officer for the Township of Bernards effective June 26, 2018.

Resolution #2018-0295 - Compliance with N.J.S.A. 40A:5-4, 2017 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 2017 has been filed by a Registered Municipal Accountant with the Township Clerk (received on June 5, 2018) 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 promulgation's 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.

[Resolution#2018-0299](#) - *Agreement for the Provision of Construction Services for Environmental Disposal Corporation, 601 Route 206 South, Pluckemin, New Jersey 07978 from the Township of Bernards, June 26, 2018 – December 31, 2018*

WHEREAS, The Township of Bernards has bid the 2018 Road Improvements Project and the project requires the replacement or resetting of several sanitary manhole castings owned by Environmental Disposal Corporation (hereinafter "EDC"); and

WHEREAS, the Township has identified the work needed and informed EDC of the work and costs; and

WHEREAS, potential construction costs and scheduling issues of a secondary contractor on site for the EDC were reviewed by both parties; and

WHEREAS, the performance of the work by the Township's contractor will reduce costs and alleviate potential scheduling conflicts; and

WHEREAS, both parties agree it is in the best interests of the public to reduce costs; and

WHEREAS, the EDC has agreed to reimburse the Township for the actual as-built construction costs once the project is completed.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that a contract in the not-to-exceed amount of \$10,000.00 shall be entered into between the EDC and the Township of Bernards for the Township to replace or reset sanitary sewer manhole castings identified on the 2018 Road Improvement Project plans and for the EDC to reimburse the Township for the associated costs; and

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards that we do hereby authorize the Mayor and Clerk to execute the contract with the Environmental Disposal Corporation (EDC) with an address at 601 Route 206 South, Pluckemin, New Jersey on behalf of the Township.

[Resolution #2018-0300](#) - *Issuance of a Rotational Towing License to Napoli Transportation Inc., d/b/a C&L Towing, 45 Dumont Place, Morristown, NJ 07963, for the 2 Year Period of June 26, 2018 to June 26, 2020*

WHEREAS, Napoli Transportation Inc., d/b/a C&L Towing, 45 Dumont Place, Morristown, NJ 07963 has applied for a Rotational Towing License for a two year period of June 26, 2018 to June 26, 2020 for the purpose of providing municipal towing services on behalf of the Bernards Township; and

WHEREAS, pursuant to Chapter 4, Section 4-7 of the Revised General Ordinances of the Township of Bernards, the applicant has provided required documentation and paid the applicable fee; and

WHEREAS, the Municipal Clerk and Chief of Police have reviewed said application and found it complete and in compliance with the ordinance.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that a Rotational Towing License be issued to Napoli Transportation Inc., d/b/a C&L Towing, 45 Dumont Place, Morristown, NJ 07963 for the 2 year period, June 26, 2018 to June 26, 2020.

[Resolution #2018-0301](#) - *Award of Purchase Orders for Identified Vendor(s) Applied Concepts, Inc (d/b/a Stalker Radar), Richies Tire Service, Inc., Todd Harris Co. Inc., Reider Associates, Inc., York Fence Construction Company*

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 vendor(s) listed below will exceed \$17,500.00 in purchases; and

Vendor	Not to Exceed
Applied Concepts, Inc (d/b/a Stalker Radar)	\$ 40,000.00
Reider Associates, Inc	\$ 40,000.00
Richies Tire Service, Inc	\$40,000.00
Todd Harris Co. Inc	\$ 40,000.00
York Fence Construction Company	\$ 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, 2018.

[Resolution #2018-0302](#) - *Approval of Special Event Permit and Temporary Partial Street Closing Basking Ridge Presbyterian Church Fall Kick Off Sunday – 09/16/2018*

WHEREAS, Janet Bentley, representing the Basking Ridge Presbyterian Church at 1 East Oak Street, Basking Ridge, NJ, “the applicant,” has requested a special event permit and temporary partial street closing for 09/16/2018 from 6:00 A.M. to 2:00 P.M. for the purpose of holding Fall Kick Off Sunday; and

WHEREAS, the applicant has requested that East Allen Street be temporarily closed between North Finley Ave. and Tree House playground to accommodate the event; and

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

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

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

[Resolution #2018-0303](#) - Resolution Approving the Design of the Rebel Hill Tennis Court Improvements

WHEREAS, Bernards Township proposes to undertake construction of a public improvement within Bernards Township, commonly referred to as the Rebel Hill Tennis Court 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 governing body of the Township of Bernards hereby formally approves the plan entitled “Rebel Hill Tennis Court Improvements,” dated May 24, 2018, and prepared by Thomas Timko, PE, Township Engineer, for a certain public improvement generally described as the Rebel Hill Tennis Court 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 FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to Bernards Township’s Joint Insurance Fund Risk Managers.

[Resolution #2018-0304](#) - Rejection of Bid for Old Army Road Retaining Wall Repair

WHEREAS, the Township of Bernards received a bid on Friday, June 15, 2018, at 10:30 AM for the Old Army Road Retaining Wall Repair project; and

WHEREAS, Reivax Contracting, 356 Thomas Street, Newark, NJ 07114, was the low bidder on this project. The bid summary is as follows:

BIDDERS NAME	TOTAL BID AMOUNT
Reivax Contracting	\$275,500.00

WHEREAS, the low bid is \$275,500.00 and exceeds the project’s cost estimate; and

WHEREAS, it is the combined recommendation of the Township Engineer, Township Administrator, and Purchasing Agent to reject the bid pursuant to N.J.S.A. 40A:11-13.2(b) as the bid exceeds the project’s cost estimate and also to reject the bid pursuant to N.J.S.A. 40A:11-13.2(d) to substantially revise the specifications and rebid the project.

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 rejected; and

NOW THEREFORE BE IT FURTHER RESOLVED, that a copy of this resolution shall be on file, available for public inspection in the office of the Bernards Township Purchasing Agent, 1 Collyer Lane, Basking Ridge, New Jersey 07920.

[Resolution #2018-0305](#) - Award of Bid for Rebel Hill Tennis Court Improvements to Picerno-Giordano Construction, LLC, 200 Market Street, Kenilworth, NJ 07033, in the Amount of \$135,950.00

WHEREAS, the Township of Bernards received bids on Wednesday, June 13, 2018, at 10:30 AM for Rebel Hill Tennis Court Improvements:

BIDDERS NAME	TOTAL BID AMOUNT
Picerno-Giordano Construction, LLC	\$135,950.00

WHEREAS, it is the combined recommendation of the Township Engineer, Administrator and Purchasing Agent to award the contract to Picerno-Giordano Construction, LLC, 200 Market Street, Kenilworth, NJ 07033, in the amount of \$135,950.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or Capital Ordinance #2387 line account #C-04-55-387-102; and

WHEREAS, this contract has been awarded to Picerno-Giordano Construction, LLC, 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 Picerno-Giordano Construction, LLC, 200 Market Street, Kenilworth, NJ 07033, in the amount of \$135,950.00.

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 Picerno-Giordano Construction, LLC ("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 Rebel Hill Tennis Court 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 thirty (30) 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.

Toni Giordano Picerno, Managing Member

CFO CERTIFICATION	
I, Sean McCarthy, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$135,950.00. Monies are available in the Capital Ordinance #2387 line item account #C-04-55-387-102.	
Date: June 18, 2018	 Sean McCarthy Treasurer

[Resolution #2018-0306](#) - Authorizing and Approving Purchase of one (1) 2019 Ford F450 CAB & CHASSIS CREW CAB 4 X 4 from NJ State Contract # T2101 (A88215) to Chas S Winner Inc., d/b/a/ Winner Ford, 250 Berlin Road, Cherry Hill, NJ 08034, in the Amount Not to Exceed \$65,617.00

WHEREAS, the Township of Bernards Public Works Department wishes to purchase one (1) 2019 Ford F450 CAB & CHASSIS CREW CAB 4 X 4;

QTY	DESCRIPTION	UNIT TOTAL
1	2019 Ford F450 CAB & CHASSIS CREW CAB 4 X 4	\$34,569.00
	Regular Cab 4X4	\$(2,300.00)
	6.7L V8 Diesel	\$8,885.00
	LT225/70Rx19.5G BSW Max Traction (4x4)	\$215.00
	Spare Tire & Jack	\$350.00
	Limited Slip Rear Axle	\$360.00
	Tow Command Package	\$270.00
	Snow Plow Prep Package	\$185.00
	XL Decor Package	\$220.00
	Cab Steps (Reg Cab)	\$320.00
	Power Equipment Group (Reg Cab)	\$915.00
	SYNC	\$550.00
	Engine Block Heater	\$100.00
	Green Gem Exterior Color	\$660.00
	WITH ADDITIONAL OPTIONS	
	Western 9.0' Pro Plus Snow Plow	\$4,985.00
	Western Snow Deflector	\$295.00
	9' 3-4CU YD Dump	\$5,667.00
	Manual Tarp	\$395.00
	Stainless Steel	\$4,995.00
	Steel stone shields in front of rear wheels	\$175.00
	18"x18"x36" aluminum tool box mounted under dump body	\$675.00
	Full Plate Combo Hitch w/2 5/16" Ball on receiver tube	\$595.00
	Single strobe on self-leveling mount for dump or platform body	\$575.00
	DOT 6, 4 LED strobes in cab shield, 2 at rear of body	\$1,695.00
	Backup alarm	\$97.00
	DOT safety kit, 1 st aid kit, fire extinguisher & safety triangles	\$149.00
	TOTAL	\$65,617.00

WHEREAS, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award this purchase to; Chas S Winner Inc., d/b/a Winner Ford, 250 Berlin Road, Cherry Hill, NJ 08034 in the amount of \$65,617.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriation to be charged is line account #C-04-55-382-B05 (\$65,617.00); 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.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a purchase order for one (1) 2019 Ford F450 CAB & CHASSIS CREW CAB 4 X 4 from NJ State Contract # T2101 (A88215) to Chas S Winner Inc., d/b/a Winner Ford, 250 Berlin Road, Cherry Hill, NJ 08034 in the Amount Not to Exceed \$65,617.00.

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$65,617.00. Monies are available in the Public Works account #C-04-55-382-B05.



Date: June 19, 2018

Sean McCarthy, Treasurer

[Resolution #2018-0307](#) - Authorization of the Sale at Public Auction of the Township's Personal Property Not Needed for Public Use through USGovBid

WHEREAS, the Purchasing Agent has presented the following listing of personal property which are no longer needed for public use by the Township of Bernards:

Trash/Recycling Receptacles with Covers	
D2006 Dodge Stratus	1B3EL469T16N269191
2010 Ford CVPI	2FABP7BV3AX111401
2010 Ford CVPI	2FABP7BV6AX135563
Misc Office Furniture	
Perkins Generator	
Assorted Office Chairs	
Cast Iron Gate and Lamp Head	
Tool Box	
24 High Pressure Sodium Light Heads	
Misc Office Supplies	
File Cabinets	
BackPack Sprayer	
Misc Weed Wackers	
John Deere Golf Cart #R629	1M04X2XDEBM061437
White Vinyl Fencing	
Misc Jewelry	
Spray Park Features (Turtle, Water Cannons, Fire Hydrants and Slide	
Wii Game Console	
Honda ATV-4 Wheeler	1HFTE214674704630
2010 Ford CVPI	2FABP7BVXZX135565
Radar Display Trailer	MPH5230016JLPC058
Radar Display Trailer	2S9US1195S132308
1998 Blue Bird Bus	1BAAGCSA4WF075114
Metal Lockers	
Typewriters Wheelwriter 2 /Smith Corona SD670	
Lot Siren Boxes (14 Speakers,6 Emergency Light Switches)	
Headlight Flashers (8)	
Light Bars Brackets (8 sets)	
Strobe Power Supplies & Misc Wiring	
Stinger Flashlight Charger	
Misc Lights	
CD,1250 VHF Radios (14)	
Plastic Prisoner Seats for Ford CV	
Shotgun Mounts	
Prisoner Partitions (2)	
Decatur/MPH Industries Radar Units (5)	
Misc Cell Phones & Accessories	
Geneva/Studer Watches	
Clothing Apparel & Nike Shoes	
Swivel Display Units	

Cardex File
AV Wall Mount Cabinet
Yamaha Electric Piano
Magnifying Lamps
Misc Computer Hardware
Misc Computer Equipment
Misc Framed Artwork
Sony DVP-NC655P 5DVD/CD Changer
Panasonic DVD S25 DVD/CD Player w/Remote
AV Rolling Cart
Misc Phone/Fax & Printers
Air Bottles
Fire Fighter Protective Jackets and Pants
Fire Fighter Helmets

WHEREAS, pursuant to N.J.S.A.40A:11-36, "Sale or other disposition of personal property," the governing body may authorize the public sale of municipal owned property no longer needed for public use; and

WHEREAS, the sale of surplus property shall be conducted through USGovBid pursuant to State Contract T2581/A-70967 in accordance with the terms and conditions of the state contract; and

WHEREAS, the terms and conditions of the agreement entered into with USGovBid is available on-line at; www.USGovBid.com and placed on file and available for public inspection in the office of the Bernards Township Purchasing Agent; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, the sale will be conducted online and the address of the auction site is; www.USGovBid.com; and

WHEREAS, the sale is being conducted pursuant to Local Finance Notice 2008-09; and

WHEREAS, no express or implied warranty is made for the property subject to sale. All property is being sold in "as is"- "where is" condition; and

WHEREAS, all sales are final; and

WHEREAS, method of payment is Cash, Certified Check, Money Order or Company Check (with bank letter guaranteeing funds-mandatory); and

WHEREAS, all merchandise shall be removed within 10 business days from the time and date of issuance of the Buyers Certification otherwise buyers will be charged \$ 10.00 per day per item storage fee; and

WHEREAS, this resolution shall be published in accordance with provisions of N.J.S.A. 40A-11-36.

BE IT RESOLVED, that the Resolution (or Notice of the date, time and place of the auction, with a description of the items to be sold) shall be published in an official newspaper as required by N.J.S.A. 40A:11-36(3).

BE IT FURTHER RESOLVED, that the Bernards Township Committee does hereby declare that the personal property listed above are surplus and no longer needed for Township use; and

NOW, THEREFORE BE IT RESOLVED, that the Township Committee does hereby authorize the purchasing agent to enter into an agreement with USGovBids to conduct an internet auction of surplus property identified.

[Resolution #2018-0308 - Authorization for Tax Refund](#)

WHEREAS, a tax overpayment exists because the property owner or mortgage company erroneously prepaid for the year 2018 taxes; and

WHEREAS, the owner or mortgage company has requested from the tax collector that a refund be issued.

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

Block & Lot	Quarter & Year	Amount	Issue Refund To
10706/3.05/condo	2018	\$2,718.97	Corelogic 95 Methodist Hill Dr Suite 100 Rochester NY 14623

Resolution #2018-0309 - *Bernards Township is Authorizing the Discharge of the Mortgage Made as Part of the Bernards Township Down Payment Assistance Program by Li Zhang-Lawrence and Sydney Lawrence*

WHEREAS, Li Zhang-Lawrence and Sydney Lawrence (the “Homeowners”) are the owners of property designated as Lot 4.13 in Block 9203 (*formerly identified as Lot 4.41 in Block 178.01*) on the Tax Map of the Township of Bernards, in the County of Somerset, State of New Jersey, commonly known as 41 Baldwin Court, (the “Property”); and

WHEREAS, the Homeowners received monetary assistance in the form of a grant through the Bernards Township Down Payment Assistance Program for the purpose of helping with down payment and closing costs associated with the purchase of a low or moderate income unit; and

WHEREAS, as part of the terms of such monetary assistance the Homeowners entered a Mortgage on February 14, 2013, in the amount of Fifteen Thousand (\$15,000.00) dollars for the property to The Township of Bernards, which Mortgage was recorded or registered in the office of the Somerset County Clerk on February 25, 2013, in Mortgage Book 6607, Pages 3549-3553, Instrument No. 2013011260; and

WHEREAS, the terms of the grant consisted of the requirement that the Homeowners continue to own and occupy the Property as a primary residence for a five (5) year period, have been met by the Homeowners; and

WHEREAS, the five (5) year mortgage repayment period has expired and there are no further monies owed by the Homeowners in connection with the Mortgage of the Property to the Township of Bernards; and

WHEREAS, based on the above, the Homeowners have met the obligations for and are entitled to a Discharge of the Mortgage.

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

Resolution #2018-0310 - *Personnel Appointment, Kevin Sant’Angelo – Administrative Associate – Tax Collector Department*

WHEREAS, the full time position of Administrative Associate become vacant due to a retirement; and

WHEREAS, the Tax Collector, Township Administrator and Chief Financial Officer/Human Resources Officer have deemed it necessary to fill this position; and

WHEREAS, Kevin Sant’Angelo has applied for and is qualified to fill said position; and

WHEREAS, the Tax Collector, Township Administrator and Chief Financial Officer/Human Resources Officer recommend appointment of Kevin Sant’Angelo to full time Administrative Associate.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Kevin Sant’Angelo be appointed full time Administrative Associate with a hire date of Monday, July 9, 2018 at an hourly rate of \$17.75 for a 40 hour work week. The appointment is contingent upon the successful completion of required Township background checks.

Resolution #2018-0311 - *Personnel Appointment, Jeffrey Gutkin – 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 Chief Financial Officer/Human Resources Officer have deemed it necessary to fill this position; and

WHEREAS, Jeffrey Gutkin has applied for and is qualified to fill said position; and

WHEREAS, the Library Director, Library Board and Chief Financial Officer/Human Resources Officer recommend appointment of Jeffrey Gutkin to the position of part time Librarian – Reference Services.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Jeffrey Gutkin be appointed part time Librarian – Reference Services with a start date of June 27, 2018 at an hourly rate of \$24.50 for an 8 hour work week.

[Resolution #2018-0312](#) - *Personnel Appointment, Alison Petersen – Library Assistant – Adult Circulation, Bernards Township Library*

WHEREAS, the part time Library Assistant – Adult Circulation position became available due to a promotion; and

WHEREAS, the Library Director, Library Board and Chief Financial Officer/Human Resources Officer have deemed it necessary to fill this position; and

WHEREAS, Alison Petersen has applied for and is qualified to fill said position; and

WHEREAS, the Library Director, Library Board and Chief Financial Officer/Human Resources Officer recommend appointment of Alison Petersen to the position of part time Library Assistant – Adult Circulation.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Alison Petersen be appointed part time Library Assistant – Adult Circulation with a start date of July 2, 2018 at an hourly rate of \$18.72 for a 17 hour work week.

[Resolution #2018-0313](#) - *Award of Bid Renewal 2018-2019 for Tree Removal/Tree Trimming to Moosewood Tree Service L.L.C., 669 Lexington Rd., Union, NJ 07083*

WHEREAS, The Township received bids on Wednesday, March 30, 2016 at 10:30 A.M. for 2016-2019 Tree Removal/Tree Trimming Services.

WHEREAS, Moosewood Tree Service L.L.C., has satisfactorily performed such services in 2017-18; and

WHEREAS, this is the final year of a three year contract; and

WHEREAS, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent that a renewal for the final year of the initial bid be awarded to Moosewood Tree Service L.L.C., 669 Lexington Rd., Union, NJ 07083.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a purchase order to: Moosewood Tree Service L.L.C., 669 Lexington Rd., Union, NJ 07083.

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

Peter Spittel, Owner

[Resolution #2018-0314](#) - *Issuance of Solicitor's Licenses Chase Howell, Aiden Swenson, Salesi Fifita, Damien Davis, Guadalupe Apple, Julianna Zinck, Jesus E. Pena, Kyler Howell, and Emmy Yabeny - Aptive Environmental, LLC Pest Control Services, July 1, 2018 – December 31, 2018*

WHEREAS, Chase Howell, Aiden Swenson, Salesi Fifita, Damien Davis, Guadalupe Apple, Julianna Zinck, Jesus E. Pena, Kyler Howell, and Emmy Yabeny, soliciting on behalf of Aptive Environmental, LLC, 19 Route 10 East, Unit 24, Succasunna, NJ, 07876 has applied for Solicitor's Licenses for the license period of 07/01/2018 to 12/31/2018, effective 07/01/2018, for the purposes of door-to-door sales of Pest Control Services; and

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

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

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

Resolution #2018-0315- Approval of Special Event Permit, Top Flight Lacrosse Tournament, July 6th, 2018 thru July 8th, 2018

WHEREAS, Lori Brown, representing T3 Lacrosse “the applicant,” has requested a special event permit for 07/06/2018 thru 07/08/2018 from 6:00 AM to 9:00 PM for the purpose of holding a three-day elite level youth girls 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 7/6/18, 8AM – 7PM; 2 officers on 7/7/18, 8AM-10PM; 2 officers on 7/8/18, 8AM -2PM; 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 agreed to reimburse the township for a not to exceed amount of \$200 for public works assistance for traffic barriers and cones; 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, and Township Administrator have reviewed the application and recommend approval.

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

Resolution #2018-0316 - Award of Bid for 2018 Sidewalk Improvements to Abraham General Construction LLC, 81 Northfield Avenue, Suite 202, West Orange, NJ 07052, in the Amount of \$104,500.00

WHEREAS, the Township of Bernards received bids on Friday, June 15, 2018, at 10:45 AM for 2018 Sidewalk Improvements:

BIDDERS NAME	TOTAL BID AMOUNT
Abraham General Construction LLC	\$104,500.00*
Diamond Construction	\$118,500.00
AA Berms LLC	\$121,165.00

**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 Abraham General Construction LLC, 81 Northfield Avenue, Suite 202, West Orange, NJ 07052, in the amount of \$104,500.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or Capital Ordinance #2387 line account #C-04-55-387-A02; and

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

WHEREAS, this contract has been awarded to Abraham General Construction LLC, 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 Abraham General Construction LLC, 81 Northfield Avenue, Suite 202, West Orange, NJ 07052, in the amount of \$104,500.00.

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 Abraham General Construction LLC ("Contractor") shall contain:

1. Provisions of all labor, material, and equipment necessary to perform all work as indicated on the Drawings and Specified for the 2018 Sidewalk 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 started within fourteen (14) days of notice and completed within three (3) days of start for a particular location.
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.

Jose A. Tobar, Managing Member

CFO CERTIFICATION

I, Sean McCarthy, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$104,500.00. Monies are available in the Capital Ordinance #2387 line account #C-04-55-387-A02.



Date: June 20, 2018

Sean McCarthy, Treasurer

Resolution #2018-0317 - Award of Bid for 2017 NJDOT Local Aid Project: Hansom Road and Watchung Drive to AJM Contractors, Inc., 300 Kuller Road, Clifton, NJ 07011 - In the Amount of \$545,497.00

WHEREAS, the Township of Bernards received bids on Wednesday, May 23, 2018, at 10:30 AM for 2017 NJDOT Local Aid Project: Hansom Road and Watchung Drive:

BIDDERS NAME	TOTAL BID AMOUNT
J.A. Alexander Inc.	\$497,398.15*
AJM Contractors, Inc.	\$545,497.00
DeSantis Construction, Inc.	\$593,765.50
Glen G. Hale, Inc.	\$607,619.30
Top Line Construction Corp.	\$626,650.27**
Mike Fitzpatrick & Son	\$633,467.00**

**represents unbalanced bid as submitted*

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

WHEREAS, Bernards Township project specifications indicate on the Bid Proposal Form that unbalanced bids or bids with pennied unit prices may be rejected; and

WHEREAS, the low bidder, J.A. Alexander Inc., has submitted an unbalanced bid, whereby a unit price of \$0.01 was submitted for eight (8) contract items; and

WHEREAS, it is the combined recommendation of the Township Engineer, Administrator, and Purchasing Agent to award the contract to the second lowest bidder, AJM Contractors, Inc., 300 Kuller Road, Clifton, NJ 07011, in the amount of \$545,497.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations account Grant Fund, account number G-02-20-DOT-117 (\$225,000.00), Capital Ordinance #2363 line account #C-04-55-363-A01 (\$186,821.97), and Capital Ordinance #2366 line account #C-04-55-366-A01 (\$133,675.03); and

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

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, County of Somerset, State of New Jersey, that the bid be awarded to AJM Contractors, Inc., 300 Kuller Road, Clifton, NJ 07011, in the amount of \$545,497.00.

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 AJM Contractors, Inc. ("Contractor") shall contain:

1. Provisions of all labor, material, and equipment necessary to perform all work as indicated on the Drawings and Specified for 2017 NJDOT Local Aid Project: Hansom Road and Watchung Drive.
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 between June 25 and August 31, 2018.
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.

Anthony J. Marinaro, President, AJM Contractors, Inc.

CFO CERTIFICATION

I, Sean McCarthy, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$545,497.00. Monies are available in the line account Grant Fund, account number G-02-20-DOT-117 (\$225,000.00), Capital Ordinance #2363 line account #C-04-55-363-A01 (\$186,821.97), and Capital Ordinance #2366 line account #C-04-55-366-A01 (\$133,675.03).



Date: June 20, 2018

Sean McCarthy, Treasurer

Resolution #2018-0318 - Improvement Performance Bond Reduction – The Silverman Group

WHEREAS, the Township Engineer of the Township of Bernards, Somerset County, New Jersey 07920 has the following:

ITEM:	Improvement Performance Bond
NAME OF APPLICANT:	The Silverman Group
ADDRESS OF APPLICANT:	788 Morris Turnpike, Short Hills, NJ 07078
LETTER OF CREDIT:	#16-06
BANK:	Peapack-Gladstone Bank
IN THE AMOUNT OF:	\$1,619,677.82
FOR:	370 North Maple Avenue Block 801 Lots 4, 5 and 6

WHEREAS, the applicant has requested a reduction of the Improvement Performance Bond; and

WHEREAS, the Township Engineer, after inspection of the improvements covered by the Applicants Improvement Performance Bond, recommends a reduction by the amount of \$1,133,768.48; and

WHEREAS, the Township Attorney has approved the Reduction Rider, in the amount of \$485,909.34, as to form and sufficiency; and

WHEREAS, the Reduction Rider is to be attached to and become part of Irrevocable Standby Letter of Credit #16-06

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the aforesaid Improvement Performance Bond reduction be approved.

End Consent Agenda

[Resolution #2018-0296](#) - *Unused Vacation Accrual Due, Henry Werner – Patrol Officer, Bernards Township Police*

Baldassare recused himself from this matter. Motion by Malay, second by Bianchi, that Resolution #2018-0296 be approved.

Roll Call:

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

WHEREAS, the Township Committee adopted Resolution No. 2018-0066 at their meeting of January 2, 2018, accepting the Personnel Policies and Procedures that outlines pay-outs due at the time of retirement; and

WHEREAS, Henry Werner, will be retiring from the Bernards Township Police Department effective July 1, 2018 after more than 28 years of service; and

WHEREAS, per the requirements of the Township’s Personnel Policy, Henry Werner is entitled to a Vacation Time Accrual payment for unused vacation time as calculated below based on an hourly rate of \$55.86. If the employee uses vacation time prior to his retirement date, the calculation below could be less but not more:

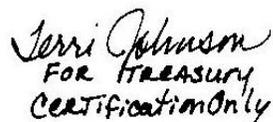
	Total Hours Available	Amount Due
Vacation Accrual	143.20	\$7999.15

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, Terri Johnson, CFO for the Township of Bernards, do hereby certify that there are adequate funds available for this expenditure. Funds are available in the 2017 Operating Budget, Police S&W line account #7-01-25-240-101 for the amount not to exceed \$2,413.15 and the 2018 Operating Budget, Police S&W line account #8-01-25-240-101 for the amount not to exceed \$5,586.00.

Date: 06/07/2018



FOR TREASURY
CERTIFICATION ONLY

Terri Johnson, CFO

[Resolution #2018-0298](#)- *Commendation on the Occasion of Your Retirement Henry Werner*

Motion by Bianchi, second by Malay, that the Resolution #2018-0298 be approved.

Roll Call:

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

WHEREAS, the Township Committee of the Township of Bernards desires to convey to you an expression of its appreciation and grateful acknowledgment for the valued services rendered by you as an employee of the Township of Bernards for the past 28 years; and

WHEREAS, you have given generously of your time and efforts in a dignified, faithful and professional manner; and

WHEREAS, the Township Committee of the Township of Bernards sincerely appreciates the worthwhile contributions you have made towards the material development, communal welfare, safety and quality of life in Bernards Township; and

WHEREAS, on the occasion of your 28 years of service you are retiring to start the next challenging and exciting chapter of your life.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bernards that its sincere congratulations are expressed on the occasion of your retirement.

Ordinance #2394 - An Ordinance to Amend Chapter 3 "Police Regulations," Section 5 "Conduct in Public, Semi-Public or Private Places", Section 31 "Use of Explosives; Discharging Weapons," to Prohibit the Use of Sparkling Devices and Novelty Fireworks on Public Land within the Township – Introduction

The clerk read the ordinance by title. Motion by Malay, second by Baldassare, that Ordinance #2394 be introduced on first reading, advertised as required by law, and schedule for a public hearing on 07/10/2018.

Roll Call:

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

BE IT ORDAINED, by the Township Committee of the Township of Bernards in the County of Somerset that Chapter 3 "Police Regulations," Section 5 "Conduct in Public, Semi-Public or Privates Places," Subsection 31 "Use of Explosives; Discharging Weapons" of the Revised General Ordinances of the Township of Bernards is amended. (new text is in double underline; deletions are ~~stricken~~):

§ 3-5.31 Use of Explosives; Discharging Weapons.

No person shall have set off any bomb, firecracker, torpedo, aerial type firework device or other fireworks, or discharge any gun, pistol, cannon or other firearm or explosive in and about any public or private place within the Township without the written permit of the Township Committee, provided that this section shall not apply to any peace officer while in the performance of his duty or to any person lawfully engaged in hunting game, or except as authorized by resolution of the Township Committee for purposes of wildlife management with properly licensed firearms, within the Township limits. The use of sparkling devices and novelty fireworks as defined in N.J.S.A.21:2-2, exploding or non-exploding incendiary firework devices, toy pistols, toy canes, toy guns, or other devices in which paper or plastic caps of explosive compound are used shall not be used on public lands within the township without the written permit of the Township Committee and under such conditions as deemed appropriate by the Township Committee.

Each section of this ordinance and every subsection hereof shall be deemed independent, separate and distinct from all other sections, and the holding of any section or a part hereof to be unconstitutional, void, or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any section or part hereof.

All ordinances, codes or parts thereof that are inconsistent with this ordinance are repealed or otherwise modified.

The ordinance is effective upon passage. It will be published in accordance with NJSA 40:49-2d.

Ordinance #2396 - Accepting a Stream Buffer Conservation Easement on Property Located at 17 Ashwood Lane; Block 1617, Lot 4, from Brian and Sara Ireland to the Township of Bernards – Introduction

The clerk read the ordinance by title. Motion by Malay, second by Bianchi, that Ordinance #2396 be introduced on first reading, advertised as required by law, and schedule for a public hearing on 07/10/2018.

Roll Call:

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

Motion carried.

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

1. Pursuant to the Local Land and Buildings Law, N.J.S.A. 40A:12-1 et seq., Bernards Township hereby accepts from Brian and Sara Ireland, 17 Ashwood Lane, Basking Ridge, NJ, 07920, a Stream Buffer Conservation Easement on Block 1617, Lot 4, in Bernards Township.
2. The easement is on file with the office of the Township Clerk.
3. This Ordinance shall take effect upon its final passage and publication according to law.

Mayoral Appointment

The mayor announced he was adding a Planning Board Appointment to the Agenda and then pronounced the following appointments:

1. Zoning Board - John Korn, Alternate #2 Member, filling the unexpired 2 yr. term of Pozner, expiring 12/31/2018
2. Planning Board – Paul Damurjian, Alternate #2, Class IV, filling the unexpired two year term of Zaidel, expiring 12/31/2018

EXECUTIVE SESSION (continuation of early session if required)

Not required.

ADJOURNMENT

By unanimous consent, the meeting adjourned at 8:16 PM.

Respectfully submitted,

Denise Szabo
Municipal Clerk/Assistant Administrator

John Carpenter
Mayor