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## BERNARDS TOWNSHIP - TOWNSHIP COMMITTEE MINUTES

SEPTEMBER 11, 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, Gaziano, Malay, Carpenter

Absent:

Also Present: Acting Township Attorney Visconi, Administrator Monaco, Engineer Timko, Planning Board Planner David Banisch, Township Planner David Schley, and Municipal Clerk/Assist. Admin. Szabo

## **EXECUTIVE SESSION – Resolution #2018-0393**

Motion by Baldassare, second by Malay to table indefinitely Resolution #2018-0393.

## **AMEND AGENDA**

Motion by Malay, second by Baldassare, that the Agenda be amended to remove Resolution #2018-0395 from the consent agenda and placed at this point in the agenda.

### **Resolution #2018-0395 - Commendation on the Occasion of Your Retirement, Lorraine DeGrande**

Motion by Malay, second by Baldassare, and unanimously agreed that that Resolution #2018-0395 be approved.

**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 26 years; and

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

**WHEREAS**, your warm wit and gentle poise helped thousands of residents navigate municipal government during your tenure; 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 26 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.

## **EMERGENCY PREPAREDNESS PRESENTATION – PUBLIC INFORMATION**

OEM Coordinator Christopher Hurst, Deputy Coordinator John Neiman, Health Officer Lucy Forgione and Kaitlin Cartocci, shared their presentation with the committee and public.

## **PUBLIC COMMENT**

James McQuaid & Kristen Koes, 4 Brentwood Court, commented on problems with parking on his street due to drivers waiting for visitors to Verizon's headquarters.

## **CORRESPONDENCE**

None.

## **TOWNSHIP COMMITTEE/STAFF COMMENTS**

Committee and staff members commented on their recent activities.

## **FIRE & RESCUE APPOINTMENT**

[Resolution #2018-0400](#) - Appointment to Membership in Township of Bernards Volunteer Basking Ridge Fire Company #1 and First Aid Squad of Basking Ridge Fire Company #1 - Jonathan Saloman, Full Member; Liberty Corner First Aid Squad - Christopher Ayers, Full Member

Motion by Baldassare, second by Malay, and unanimously agreed to approve the resolution.

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

**WHEREAS**, pursuant to § 2-16.1 of the Revised General Ordinances of the Township of Bernards, there shall be a first aid department known as the "Township of Bernards First Aid and Emergency Department" consisting of the First Aid Squad of the Basking Ridge Fire Company No. #1 and the Liberty Corner First Aid Squad, Inc.; and

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

NAME	ADDRESS	MEMBER STATUS	AGENCY
Jonathan Saloman	66 Summit Drive Basking Ridge NJ 07920	Full Member	BRFC #1 and the First Aid Squad of the BRFC #1
Christopher Ayers	20 Fairview Drive East Basking Ridge, NJ 07920	Full Member	Liberty Corner First Aid Squad

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

## **UNFINISHED BUSINESS**

[Ordinance #2403](#) - Accepting a Wetlands Conservation Easement on Property Located at [18 Stone Creek Lane; Block 5801, Lot 10](#), from Arie and Tara Kanofsky to the Township of Bernards – Public Hearing

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

Motion by Baldassare, second by Gaziano, that Ordinance #2403 be adopted and advertised as required by law.

Roll Call:

Aye: Baldassare, Bianchi, Gaziano, Malay, Carpenter

Nay:

Abstain:

Motion carried.

[Ordinance #2404](#) - An Ordinance of the Township of Bernards Deleting from Chapter 3 "Police Regulations" Section 18 "Private Property, Nonconsensual Vehicle Towing Regulations" entirely, and Merging it with Amendments Into Chapter 4 "General Licensing" Section 7 "Municipal Police Rotation Towing Services" – Public Hearing

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

Motion by Gaziano, second by Malay, that Ordinance #2404 be adopted and advertised as required by law.

Roll Call:

Aye: Bianchi, Gaziano, Malay, Carpenter

Nay:

Abstain: Baldassare  
Motion carried.

*Ordinance #2405 - 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", to Create a New MH-1 Multifamily Housing Zone – Public Hearing Planning Board Report, Planning Board Ordinance with Recommended Changes in Blue Italics*

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.

The Planning Board recommended the following language change at Section 21-10.4.2.b.4 (recommended language to be added in blue italics).

“Maximum number and specification of multifamily dwelling units: 280 *dwelling units, which shall include not less than 60 townhouse units including townhouse units provided in buildings containing as few as two (2) units (there is a 280 dwelling unit cap on the number of dwelling units in the MH-1 Zone and a two-unit building qualifies as two townhouse units, notwithstanding any ordinance definition for dwelling units)*; provided that no less than 62 of the units are to be rental units available to the general public set aside as affordable to low and moderate income households (the “Affordable Units”). The development shall include not less than 28 low-income units, of which at least 10 shall be very low-income units; and shall include a maximum of 34 moderate-income units, provided, however, that the average rent across all affordable units are affordable to households earning no more than 52% regional median income. The Affordable Units shall be integrated with market-rate units in one or more buildings. The Affordable Units shall be provided in accordance with the schedule set forth in N.J.A.C. 5:93-5.6(d) and in accordance with all other applicable New Jersey regulations and statutes governing the construction, delivery, marketing, tenant qualification, tenant placement, administration and maintenance of affordable units for inclusionary development. The mayor opened the public hearing. There were no comments and the hearing was closed.”

Belardo had advised the clerk that the changes proposed by the Planning Board were not substantive.

The mayor opened the public hearing. The following commented on the ordinance:

Kevin Julian, 47 Van Holten Road, voiced objection to the scope of the ordinance.

Lourdes Cornejo-Krones, 25 Emerald Valley Lane voiced objection to the ordinance.

Scott Stein, 249 Mountain Road, asked that the ordinance be more specific with regard to the access road and that it remain as such.

Arun Kandra, 119 Emerald Valley Road, voiced objection to the ordinance.

David Griffin, 32 Primrose Lane, voiced objection to the ordinance.

David Bell, 17 Primrose Lane, voiced objection to the ordinance.

Celeste Como, 32 Primrose, submitted a letter signed by 32 residents who objected to the ordinance and requested the ordinance be tabled.

Suzanne Glassman, 109 Emerald Valley Lane, voiced objection to the ordinance.

Bill Allen, 44 Holmesbrook Road, voiced objection to the ordinance and submitted a letter in support of his position and asked that the ordinance be tabled.

Debbie Bell, 17 Primrose Lane, voiced objection to the ordinance.

Joe Esposito, High Hill Court, asked that the ordinance be tabled.

Karen Natale, 115 Emerald Valley, spoke in objection to the ordinance.

John Surano, Lurline Drive, acknowledged the concerns of the previous speakers and indicated many of the concerns would be addressed at the Planning Board level.

Motion by Baldassare, second by Malay, that Ordinance #2405 be amended per the Planning Board's recommendation as stated above in blue italics, and that the amended ordinance be adopted and advertised as required by law.

Roll Call:

Aye: Baldassare, Malay, Carpenter

Nay: Bianchi, Gaziano  
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 Gaziano, second by Bianchi, that the Consent Agenda be approved.

Roll Call:

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

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

### Approval of Minutes - [08/28/2018 Open Session](#), 08/28/2018 Executive Session

The 08/28/2018 minutes were approved for content and release; the 08/28/2018 executive session minutes were approved for content only.

### [Resolution #2018-0394](#) - Approval of the Bill List Dated 09/11/2018

**BE IT RESOLVED**, that the bill list dated 9/11/2018 be audited, and if found correct, be paid.

September 11, 2018  
11:42 AM

TOWNSHIP OF BERNARDS  
Check Register By Check Date

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Range of Checking Accts: CASH - CHECKING to Last      Range of Check Dates: 09/11/18 to 09/11/18  
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  
117274    09/11/18    70077    LUFKIN, RUTH (390LUF01)      359.88      1388 Direct Deposit  
117275    09/11/18    90159    VOORHEES, MICHAEL      117.55      1388 Direct Deposit  
117276    09/11/18    90227    SHIMSKY, MICHAEL      104.70      1388 Direct Deposit  
117277    09/11/18    90342    BAHLMAN, RICH      82.52      1388 Direct Deposit  
117278    09/11/18    90370    MATTHEWS, STEVEN      146.38      1388 Direct Deposit  
117279    09/11/18    90395    NERI, MARK      133.22      1388 Direct Deposit  
117280    09/11/18    90504    COWELL, TRICIA      15.00      1388 Direct Deposit  
117281    09/11/18    90604    KIEFER, CYNTHIA      62.98      1388 Direct Deposit  
117282    09/11/18    A0162    ACME DIESEL ELECTRIC, INC.      1,936.53      1389  
117283    09/11/18    A0249    APPLIED CONCEPTS, INC.      17,396.00      1389  
117284    09/11/18    A0324    AMAMI, MAYRA E & WALI M      1,989.15      1389  
117285    09/11/18    A0471    APEX AMERICAN ELECTRICAL      1,356.90      1389  
117286    09/11/18    A0611    AMERICAN WEAR, INC      1,741.12      1389  
117287    09/11/18    A0638    AJM CONTRACTORS, INC      373,800.53      1389  
117288    09/11/18    A0640    ABRAHAM GENERAL CONSTRUCTION      18,740.81      1389  
117289    09/11/18    B0026    BERNARDS TOWNSHIP CURRENT      23,917.42      1389  
117290    09/11/18    B0034    BERNARDS TOWNSHIP PAYROLL ACCT      539,111.49      1389  
117291    09/11/18    B0044    BASKING RIDGE ANIMAL HOSPITAL      157.50      1389  
117292    09/11/18    B0135    BROWN'S HUNTERDON MACK      360.32      1389  
117293    09/11/18    B0185    BYRNE LANDSCAPING INC.      2,400.00      1389  
117294    09/11/18    B0241    BANISCH ASSOCIATES, INC.      20,254.90      1389  
117295    09/11/18    B0581    BUY WISE AUTO PARTS      2,194.34      1389  
117296    09/11/18    C0024    GANNETT NEW JERSEY NEWSPAPERS      173.72      1389  
117297    09/11/18    C0482    CABLEVISION OF RARITAN VALLEY      178.61      1389  
117298    09/11/18    C0566    CAREER DEVELOPMENT INSTITUTE      389.00      1389  
117299    09/11/18    C0613    CIGNA GROUP INSURANCE      1,601.21      1389  
117300    09/11/18    C0697    BB&T/CPS      68.42      1389  
117301    09/11/18    C0745    CLARKE CATON HINTZ      800.00      1389  
117302    09/11/18    C0773    COMMUNITY HOME CARE      659.00      1389  
117303    09/11/18    C0774    COLONIAL LIFE & ACC INSURANCE      1,126.50      1389  
117304    09/11/18    D0033    DEMCO, INC      331.28      1389  
117305    09/11/18    D0339    DEER CARCASS REMOVAL SVC, LLC      924.00      1389  
117306    09/11/18    D0380    DRIVERS TIRE & SERVICE CENTER      4,308.79      1389  
117307    09/11/18    D0661    DAVID WEBER OIL CO.      211.26      1389  
117308    09/11/18    D0668    JOHN DOBASH CONSTR & TILE LLC      200.00      1389  
117309    09/11/18    D0692    DRILLS, SKILLS & THRILLS      5,160.00      1389  
117310    09/11/18    D0740    DOVER BRAKE & CLUTCH      393.84      1389

117311	09/11/18	E0231	EKA ASSOCIATES, P.A.	945.00	1389
117312	09/11/18	F0001	FEDEX	20.37	1389
117313	09/11/18	F0047	FULLERTON FORD	1,758.47	1389
117314	09/11/18	F0299	FASTENAL CO.	708.94	1389
117315	09/11/18	F0301	FIRST STUDENT, INC	10,836.70	1389
117316	09/11/18	F0324	FLAGSHIP DENTAL PLANS	330.69	1389
117317	09/11/18	F0326	FX AUTOMOTIVE LLC	232.75	1389
117318	09/11/18	F0330	FIDELITY SECURITY LIFE INS	237.21	1389
117319	09/11/18	G0033	GREAT SWAMP GREENHOUSES	1,000.00	1389
117320	09/11/18	G0066	GRAINGER INC	778.36	1389
117321	09/11/18	G0098	JCP&L	11.34	1389
117322	09/11/18	G0202	GRASS ROOTS TURF PRODUCTS, INC	1,957.50	1389
117323	09/11/18	G0300	GOLD TYPE BUSINESS MACHINES	256.00	1389
117324	09/11/18	G0500	GREEN BROOK ELECTRONICS	72.63	1389
117325	09/11/18	G0509	GREEN ROCK RECYCLING	1,200.00	1389
117326	09/11/18	H0075	HARBOR FREIGHT TOOLS	96.86	1389
117327	09/11/18	H0246	HOME DEPOT CREDIT SERVICES	863.67	1389
117328	09/11/18	H0397	HALE, LOUISE FORDHAM	240.00	1389
117329	09/11/18	H0403	HIGH SPEED GEAR	239.80	1389
117330	09/11/18	I0067	INDUSTRIAL RUBBER COMPANY	218.72	1389
117331	09/11/18	I0152	IWS TRANSFER SYSTEMS OF NJ	2,102.43	1389
117332	09/11/18	I0155	IDEAL AUTO BODY	296.80	1389
117333	09/11/18	J0093	JOHNNY ON THE SPOT, LLC	824.00	1389
117334	09/11/18	J0112	JACKSON, DORIS S.	15.00	1389
117335	09/11/18	J0150	FORD OF JERSEY CITY	640.89	1389
117336	09/11/18	K0024	KEYSTONE PLASTICS, INC.	480.00	1389
117337	09/11/18	K0259	KONICA MINOLTA PREMIER FINANCE	122.00	1389
117338	09/11/18	K0297	KONICA MINOLTA PREMIER FINANCE	137.58	1389
117339	09/11/18	L0116	LAWMEN SUPPLY	1,375.78	1389
117340	09/11/18	L0398	LONGSTRETH SPORTING GOODS, LLC	197.85	1389
117341	09/11/18	M0010	MOBILE LAWNMOWER SERVICE, INC.	974.10	1389
117342	09/11/18	M0441	MAIN LINE COMMERCIAL POOLS, INC	2,539.40	1389
117343	09/11/18	M0498	MP OVERHEAD DOORS	417.50	1389
117344	09/11/18	M0518	KONICA MINOLTA BUSINESS SOL.	62.32	1389
117345	09/11/18	M0549	MACKINSON TURF MANAGEMENT	850.00	1389
117346	09/11/18	M0784	MID JERSEY YOUTH FIELD HOCKEY	829.00	1389
117347	09/11/18	M0823	MOOSEWOOD TREE SERVICE	6,750.00	1389
117348	09/11/18	M0830	MOTT MACDONALD	124.80	1389
117349	09/11/18	M0870	MTAG AS CST FOR EBURY	4,193.90	1389
117350	09/11/18	N0006	NEW JERSEY AMERICAN WATER CO.	3,029.63	1389
117351	09/11/18	N0017	NJ STATE LEAGUE OF MUNICIPAL.	230.00	1389
117352	09/11/18	N0029	NJ SOCIETY/MUNICIPAL ENGINEERS	300.00	1389
117353	09/11/18	N0030	NJ STATE ASSN.-CHIEFS/POLICE	500.00	1389
117354	09/11/18	N0032	NJ STATE DEPT HEALTH/SR SVCS	58.80	1389
117355	09/11/18	N0189	NEW JERSEY FIRE EQUIPMENT CO.	49,860.00	1389
117356	09/11/18	N0297	NORTHERN SAFETY CO., INC.	132.69	1389
117357	09/11/18	N0415	NATIONAL FUEL OIL INC	9,810.90	1389
117358	09/11/18	O0003	ORIENTAL TRADING COMPANY, INC.	70.42	1389
117359	09/11/18	O0021	OFFICE DEPOT	1,413.42	1389
117360	09/11/18	O0046	ALLEGRA MARKETING, PRINT&MAIL	942.00	1389
117361	09/11/18	O0105	O.C.A. BENEFIT SERVICES, LLC	108.90	1389
117362	09/11/18	P0014	PUBLIC SERVICE ELEC. & GAS CO	405.75	1389
117363	09/11/18	P0046	RESERVE ACCOUNT	1,657.57	1389
117364	09/11/18	P0389	PROFESSIONAL GOVT EDUCATORS	90.00	1389
117365	09/11/18	P0389	PROFESSIONAL GOVT EDUCATORS	90.00	1389
117366	09/11/18	P0511	PERFORMANCE TRAILERS INC.	175.00	1389
117367	09/11/18	P0534	PLUG 'N PAY TECHNOLOGIES, INC.	20.00	1389
117368	09/11/18	P0546	PETER RUBINETTI PRIVATE DISP	1,818.53	1389
117369	09/11/18	P0602	PRAXAIR DISTRIBUTION, INC	26.41	1389
117370	09/11/18	P0640	POLPULLY-VARIAM, SREEJA	140.00	1389
117371	09/11/18	Q0002	CINTAS CORP. - #062	365.20	1389
117372	09/11/18	Q0026	QBE SPECIALTY INSURANCE CO	1,136.00	1389
117373	09/11/18	R0006	RECREATION PETTY CASH	10.45	1389
117374	09/11/18	R0023	RICHIES TIRE SERVICE, INC.	3,958.47	1389
117375	09/11/18	R0263	RHOMAR INDUSTRIES, INC.	2,347.49	1389
117376	09/11/18	R0490	R & H TRUCK PARTS AND SERVICE	765.91	1389
117377	09/11/18	R0523	ROSE, DAN	200.00	1389
117378	09/11/18	S0016	STORR TRACTOR COMPANY	901.12	1389
117379	09/11/18	S0021	S & S WORLDWIDE, INC.	586.85	1389
117380	09/11/18	S0072	SOMERSET COUNTY GOVERNING OFF.	70.00	1389
117381	09/11/18	S0101	STICKEL, KOENIG, SULLIVAN&DRILL	2,656.50	1389
117382	09/11/18	S0202	SUBURBAN PROPANE	256.01	1389
117383	09/11/18	S0378	STAVOLA ASPHALT	3,021.97	1389
117384	09/11/18	S0443	STAPLES ADVANTAGE	547.94	1389
117385	09/11/18	S0457	STRAIGHT EDGE STRIPING	965.00	1389
117386	09/11/18	S0628	STATE OF NEW JERSEY-HB	221,103.40	1389
117387	09/11/18	S0681	SEALMASTER	1,517.76	1389
117388	09/11/18	S0691	SUPERIOR DISTRIBUTORS	956.67	1389
117389	09/11/18	S0873	SERVICE PLUS, INC.	340.00	1389
117390	09/11/18	S0964	SKYVIEW INVESTORS, LLC	3,169.96	1389
117391	09/11/18	S0977	STAVOLA CONSTRUCTION MATERIALS	170.69	1389
117392	09/11/18	T0055	T & M ASSOCIATES	248.84	1389
117393	09/11/18	T0101	TRIANGLE COMMUNICATIONS	190.00	1389
117394	09/11/18	T0214	TELE-MEASUREMENTS, INC.	875.00	1389
117395	09/11/18	T0372	TLO, LLC	112.75	1389
117396	09/11/18	T0389	THE NEW YORK BOTANICAL GARDENS	629.00	1389
117397	09/11/18	T0446	THE PROPRIETARY HOUSE ASSOC	210.00	1389
117398	09/11/18	T0450	TREVELONI, CATHY	172.73	1389
117399	09/11/18	U0079	US SPORTS INSTITUTE, INC.	15,660.00	1389
117400	09/11/18	V0037	VILLAGE SUPERMARKET, INC.	68.60	1389
117401	09/11/18	V0056	VERIZON WIRELESS	607.82	1389
117402	09/11/18	V0058	VERIZON	1,988.97	1389
117403	09/11/18	V0073	VAIL INDUSTRIAL SUPPLIES	461.44	1389
117404	09/11/18	V0084	VERIZON	236.98	1389
117405	09/11/18	V0124	VERIZON BUSINESS FIOS	569.98	1389

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117406	09/11/18	V0184	VISION CONSTRUCTION GROUP, INC	93,772.23	1389
117407	09/11/18	V0185	VERIZON NETWORK FLEET	625.35	1389
117408	09/11/18	W0014	BEYER-WARNOCK FLEET	362.88	1389
117409	09/11/18	W0016	WARRENVILLE TRUE VALUE	17.67	1389
117410	09/11/18	W0259	VENTURA, MIESOWITZ, KEOUGH &	2,916.00	1389
117411	09/11/18	W0339	W.B. MASON	180.12	1389
117412	09/11/18	X0003	XEROX CORPORATION	251.55	1389
117413	09/11/18	X0007	XU, DAWEI	150.00	1389
117414	09/11/18	Y0011	YORK FENCE CONSTRUCTION CO,INC	21,960.00	1389
117415	09/11/18	Y0202	YOUNG REMBRANDTS	150.00	1389

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	134	0	1,525,166.32	0.00
Direct Deposit:	8	0	1,022.23	0.00
Total:	142	0	1,526,188.55	0.00

Totals by Year-Fund	Fund	Budget Total	Revenue Total	G/L Total	Total
---					
CURRENT FUND	7-01	17,182.00	0.00	0.00	17,182.00
CURRENT FUND	8-01	842,637.70	0.00	0.00	842,637.70
DOG FUND	8-12	711.94	0.00	0.00	711.94
GOLF COURSE UTILITY	8-26	5,893.33	0.00	0.00	5,893.33
Year Total:		849,242.97	0.00	0.00	849,242.97
CAPITAL FUND	C-04	567,437.23	0.00	0.00	567,437.23
PUBLIC GRANTS	G-02	14,536.47	0.00	0.00	14,536.47
TRUST FUNDS	T-13	70,127.90	0.00	0.00	70,127.90
PROJECT		7,661.98	0.00	0.00	7,661.98
Total Of All Funds:		1,526,188.55	0.00	0.00	1,526,188.55

**Resolution #2018-0396** - Authorizing and Approving Purchase of one (1) 2018 CATERPILLAR Model 299D2XHP CTL-SSL Loader from Sourcwell (Formerly NJPA) Contract #032525-CAT to Foley Incorporated 855 Centennial Ave, Piscataway, NJ 08855 In the Amount Not to Exceed \$120,058.00

**WHEREAS**, the Township of Bernards Public Works Department wishes to purchase one (1) 2018 or newer CATERPILLAR Model 299D2XHP CTL-SSL Loader;

QTY	DESCRIPTION	UNIT TOTAL
1	2018 CAT 299D2 XHP COMPACT TRACK LOADER OR NEWER	\$107,240.00
	<b>WITH ADDITIONAL OPTIONS</b>	
	CONVERSION ARRANGEMENT	0
	FILM, SELF LEVEL, ANSI	0
	FILM, RIDE CONTROL, ANSI	0
	RUBBER BELT, 2 SPD, TF IDLERS	0
	SEAT BELT, 2"	0
	FAN, COOLING, DEMAND	0
	COUNTERWEIGHT, MACHINE,EXTERNAL	\$1,010.00
	HEATER, ENGINE COOLANT, 120V	\$191.00
	PACK, DOMESTIC TRUCK	0
	PACKAGE, LAND MGMT, NONE (LM0)	0
	SERIALIZED TECHNICAL MEDIA KIT	0
	LIGHTS, LED	\$274.00
	DOOR, CAB, POLYCARBONATE	\$210.00
	RADIO, AM/FM, BLUETOOTH	\$499.00
	TRACK,RUBBER, 400MM(15.7IN)BLCK	0
	PRODUCT LINK, CELLULAR PL240	0
	QUICK COUPLER, HYDRAULIC	\$975.00
	LANE 2 ORDER	0
	INSTRUCTIONS, ANSI, USA	0
	CERTIFICATION ARR, P65	0
	BUCKET-GP, 86", BOCE	\$1,979.00
	KIT, WATER SPRINKLER	\$250.00
	KIT, WATER TANK, 42 US GAL, D	\$1,781.00
	COLD PLANER, PC310B XD	\$40,042.00



	<b>TOTAL</b>	\$154,451.00
	COLD PLANER, PC310B XD	(\$38,613.00)
	EXTENDED WARRANTY TO 5 YEARS	\$3,020.00
	PREP & DELIVERY	\$1,200.00
	<b>TOTAL</b>	<b>\$120,058.00</b>

**WHEREAS**, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award this purchase to; Foley Incorporated, 855 Centennial Ave, Piscataway, NJ 08855 in the amount not to exceed \$120,058.00; 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-B02 (\$80,016.00) & #C-04-55-382-B03 (\$40,042.00); 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) 2018 CATERPILLAR Model 299D2XHP CTL-SSL Loader from Sourcewell (Formerly NJPA) Contract # 032525-CAT to Foley Incorporated, 855 Centennial Ave, Piscataway, NJ 08855 in the amount not to exceed \$120,058.00

**CHIEF FINANCIAL OFFICER CERTIFICATION**

I, Terri Johnson, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$120,058.00. Monies are available in the Capital Ordinance #2382, line account #C-04-55-382-B02 (\$80,016.00) & #C-04-55-382-B03 (\$40,042.00).

*Terri Johnson*  
**FOR TREASURY**  
**CERTIFICATION ONLY**

Date: 08/23/2018

Terri Johnson, Chief Financial Officer

**Resolution #2018-0397** - Approval of Special Event Permit for Basking Ridge Business Alliance for Winter Market and Tree Lighting on 12/01/2018 in Basking Ridge Including Temporary Street Closure and Banner Display

**WHEREAS**, Marcy Borcharding, representing the Basking Ridge Business Alliance, 5 Lyons Road, #325, Basking Ridge, NJ 07920 "the applicant," has requested a special event permit for 12/01/2018, from 11:00 AM to 7:30 PM for the purpose of holding a Winter Market and Tree Lighting which includes temporary street closure and the display of a temporary banner; and

**WHEREAS**, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 4-4. et. seq. and Resolution #070491; and

**WHEREAS**, the Municipal Clerk, Police Chief, Recreation Director, have reviewed the application in connection with this event; and

**WHEREAS**, the DPW Director and Township Engineer have reviewed the temporary banner application and found it to be in conformance; and

**WHEREAS**, in addition to the application fees already paid by the applicant, the applicant further agrees to reimburse the township for the cost of two off-duty police officers.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the request for special event be approved, including the display of "Winter Market and Tree Lighting" temporary banner; and

**NOW, THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that special event approval including the temporary street closure of South Finley Avenue between Henry Street and East Oak Street from 5:00 PM to 7:00 PM.

**Resolution #2018-0398** - *Authorizing and Approving Purchase of one (1) John Deere Z99R7 Commercial Zero Turn with 72" Deck Mower from ESCNJ Co-Op Contract #MRESC 15/16 to Power Place Inc., 297 Route 22 East, Whitehouse Station, NJ 08889 in the Amount Not to Exceed \$17,651.40*

**WHEREAS**, the Township of Bernards Public Works Department wishes to purchase one (1) John Deere Z99R7 Commercial Zero Turn with 72" deck mower;

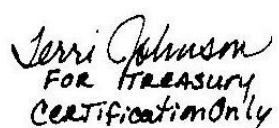
QTY	DESCRIPTION	UNIT TOTAL
1	John Deere Z99R7 Commercial Zero Turn with 72" deck	\$23,805.00
	<b>WITH ADDITIONAL OPTIONS</b>	
	Fully adjustable suspension seat	\$375.00
	<b>TOTAL</b>	\$24,180.00
	ESCNJ 27% Discount	(\$6,528.60)
	<b>TOTAL</b>	<b>\$17,651.40</b>

**WHEREAS**, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award this purchase to; Power Place Inc., 297 Route 22 East, Whitehouse Station, NJ 08889 in the amount not to exceed \$17,651.40; 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-04-55-387-H01 (\$17,651.40); 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) John Deere Z99R7 Commercial Zero Turn with 72" deck mower to Power Place Inc., 297 Route 22 East, Whitehouse Station, NJ 08889 in the Amount Not to Exceed \$17,651.40.

<b>CHIEF FINANCIAL OFFICER CERTIFICATION</b>	
I, Terri Johnson, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$17,651.40. Monies are available in the Capital Ordinance #2387, Grounds Capital account #C-04-55-387-H01 (\$17,651.40);	
 <b>FOR TREASURY CERTIFICATION ONLY</b>	Terri Johnson, Chief Financial Officer
Date: 08/28/2018	

**Resolution #2018-0399** - *Change Order #1- Increase of \$12,500.00 for Bernards Township Housing Element and Fair Share Plan to Banisch Associates 111 Main St, Flemington, NJ 08822*

**WHEREAS**, the Bernards Township Committee adopted Resolution # 2018-0248 on May 15, 2018 awarded a professional services contract in the amount of \$ 12,500.00 to Banish Associates, 111 Main St, Flemington, NJ 08822 for professional planning services; and

**WHEREAS**, the Chief Financial Officer has certified funds are available in the 2018 Affordable Housing Trust Fund line item appropriation account # T-13-56-055-COA.

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

**NOW BE IT RESOLVED** by the Bernards Township Committee that the Purchasing Agent is hereby authorized to issue change order number #1 to Banisch Associates, 111 Main St, Flemington, NJ 08822 in the amount of \$ 12,500.00 for a new not to exceed amount of \$ 25,000.00.

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

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

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Francis Banisch, PP, NJ LIC # 33L100168600

**CFO CERTIFICATION**

I, Terri Johnson, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount of \$12,500.00 for a new not to exceed amount of \$ 25,000.00. Monies are available in the Affordable Housing Trust Fund line account # T-13-56-055-COA.

Date: 8/28/2018

*Terri Johnson*  
FOR TREASURY  
CERTIFICATION ONLY

Terri Johnson, Chief Financial Officer

**Resolution #2018-0402 - Personnel Appointment, Maria Rossi – Administrative Assistant – Engineering Department**

**WHEREAS**, the full time position of Administrative Assistant become available due to a staffing move within engineering department, and

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

**WHEREAS**, Maria Rossi has applied for and is qualified to fill said position; and

**WHEREAS**, the Township Engineer, Township Administrator and Chief Financial Officer/Human Resources Officer recommend appointment of Maria Rossi to the position of full time Administrative Assistant.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Maria Rossi be appointed full time Administrative Assistant with a hire date of Monday, October 1, 2018 at an hourly rate of \$21.50 for a 40 hour work week. This offer of employment is contingent upon the results of pre-employment screening as per Township policy.

**Resolution #2018-0403 - Personnel Appointment, Andrea Freijomil – Administrative Associate – Engineering Department**

**WHEREAS**, the part time position of Administrative Associate become available due to a vacancy created from a transfer out of the engineering department, and

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

**WHEREAS**, Andrea Freijomil has applied for and is qualified to fill said position; and

**WHEREAS**, the Township Engineer, Township Administrator and Chief Financial Officer/Human Resources Officer recommend appointment of Andrea Freijomil to the position of part time Administrative Associate.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Andrea Freijomil be appointed part time Administrative Associate with a hire date of Monday, September 17, 2018 at an hourly rate of \$18.00 for a 20 hour work week. This offer of employment is contingent upon the results of pre-employment screening as per Township policy.

**Resolution #2018-0404 - Approval to Submit a Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation for North Maple Avenue Improvements**

**WHEREAS**, application is hereby made to the Commissioner of Transportation for the allotment of State Aid for North Maple Avenue Improvements. The project limits are from the intersection of North Maple Avenue, South Maple Avenue (CR 657) and West Oak Street (CR 624), a distance of 1.43 miles, to the boundary between municipal and state jurisdiction on North Maple Avenue south of Interstate Route 287, or such portion thereof as may be approved by the Commissioner of Transportation; and

**WHEREAS**, the total cost estimate for these improvements is \$899,739.50. The Township requests the full amount of \$899,739.50 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.

**BE IT FURTHER RESOLVED** that the Township Engineer and Municipal Clerk are hereby authorized to submit an electronic grant application identified as **MA-2019-North Maple Avenue Improvements-00119** to the New Jersey Department of Transportation on behalf of the Township of Bernards.

**BE IT FURTHER 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 #2018-0405 - Personnel Appointment, Leslie Meth – Assistant to the Municipal Clerk - Department of the Municipal Clerk**

**WHEREAS**, the full time position of Assistant to the Municipal Clerk became available due to succession planning, and

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

**WHEREAS**, Leslie Meth has effectively performed the duties of this position in a part time capacity since 2015 and is well qualified to fill said position; and

**WHEREAS**, the Municipal Clerk, Township Administrator and Chief Financial Officer/Human Resources Officer recommend appointment of Leslie Meth to the position of full time Assistant to the Municipal Clerk.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Leslie Meth be appointed full time Assistant to the Municipal Clerk with an effective date of Monday, September 24, 2018 at an hourly rate of \$22.00 for a 40 hour work week.

**Resolution #2018-0406 - Authorization for Tax Refund**

**WHEREAS**, a tax overpayment exists because the property owner or mortgage company erroneously overpaid for the current year 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
11201/14	4Q2018	\$118,733.75	Attn: Refunds National Tax Search LLC 130 South Jefferson Suite 300 Chicago IL 60661

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

## **ADJOURNMENT**

By unanimous consent the meeting adjourned at 10:30 PM.

Respectfully submitted,

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Denise Szabo  
Municipal Clerk/Assistant Administrator

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John Carpenter  
Mayor