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CALL TO ORDER

The mayor called the meeting to order at 7:30 PM. Those assembled saluted the flag and the mayor read the Open Public Meetings Act in accordance with the law.

ROLL CALL

Present: Baldassare, Carpenter, Esposito, Harris, Bianchi

Absent:

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

EXECUTIVE SESSION - [Resolution #2019-0439](#)

Motion by Baldassare, second by Esposito, and unanimously agreed that Resolution #2019-0439 be approved. The meeting temporarily adjourned to Executive Session at 7:31.

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

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

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

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

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

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

Reason for Closed Session

Estimated Time of Disclosure or Upon Occurrence Of

- ☒ Any pending or anticipated litigation or contract negotiations which the public body is or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as lawyer. *Under certain circumstances, if public disclosure of the matter would have a potentially negative impact on the Township's position in the litigation or negotiation, this information may be withheld until such time that the matter is concluded or the circumstances no longer present a potential impact.*

Attorney-Client Privilege – Small Cell Nodes
Contract Negotiations – Shared Court

Upon Conclusion
Upon Conclusion

The meeting resumed in open session at 8.02 PM.

PUBLIC WORK SESSION

Nothing listed.

REPORTS

[Resolution #2019-0442](#) - Acknowledgement of the Affordable Housing Task Force [Report](#) to the Township Committee

Affordable Housing Task Force members Kelly Mertz, Tom Kopczynski, and Lauren Manduke presented their report to the township committee (Sharon Vopal was also a contributing member who resigned from the task force). The report provided a history of affordable housing from 1975 to present, listed key players, and Bernards Township's compliance. The report also discussed consequences of non-compliance, the pros and cons to various housing options, and legislation. Bernards Townships next round of affordable housing will be in 2025. Removing affordable housing from the Courts and restructuring the system is desirable.

The township committee members thanked the Affordable Housing Task Force members for their work on this topic.

Motion by Esposito, second by Harris, that Resolution #2019-0442 be approved.

Roll Call

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

WHEREAS, Resolution #2019-0095 establishes the Affordable Housing Task Force; and

WHEREAS, the mission identified in Resolution #2019-0095 was to:

- Coordinate and advocate for legislative changes to State affordable housing mandates.
- Explore ways to comply with affordable housing obligations in the Township considering the methodologies used in the Third Round and considering costs, risks, benefits, community impacts, etc. of available options to provide affordable housing.
- Report the findings of the Task Force, including any recommendations for ordinance changes, to the Township Committee not later than 11/26/19, which report shall be in the form of a working presentation or document which can be updated as circumstances change, and new rules or other information becomes available.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that the Bernards Township Affordable Housing Task Force Report dated 10/29/2019 submitted by the Affordable Housing Task Force is hereby acknowledged.

CORRESPONDENCE

None listed.

PUBLIC COMMENT

The Mayor opened public comment.

Todd Edelstein, Riverside Dr. – commented on Affordable Housing and the upcoming LCFC spaghetti dinner fundraiser.

Tom Kopczynski, Tall Timber Ln. and Lauren Manduke, Liberty Corner Rd. - commented on Affordable Housing.

TOWNSHIP COMMITTEE/LIAISON & BOARD REPORTS AND STAFF COMMENTS

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

FIRE & RESCUE APPOINTMENT

[Resolution #2019-0430](#) - *Appointment to Membership in Township of Bernards Volunteer Liberty Corner First Aid Squad, William Chiang, Full Member*

Motion by Baldassare, second by Esposito, and unanimously agreed that Resolution #2019-0430 be approved.

WHEREAS, pursuant to §2-14.1 and §2-16 .1of the Revised General Ordinances of the Township of Bernards, the Bernards Township Fire Department shall consist of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company; and the Bernards Township First Aid and Emergency Department shall consist of the First Aid Squad of the Basking Ridge Fire Company No. #1 and the Liberty Corner First Aid Squad; and

WHEREAS, the Liberty Corner First Aid Squad is recommending William Chiang, residing at 8 Hansom Road, Basking Ridge, for appointment as a Full Member.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the above individual is hereby appointed as a Full Member of the Liberty Corner First Aid Squad effective this date.

[Resolution #2019-0447](#) - *Appointment to Membership in Township of Bernards Volunteer Basking Ridge Fire Company #1 Sujeeth Shanmugam, Full Member*

Motion by Baldassare, second by Esposito, and unanimously agreed that Resolution #2019-0447 be approved.

WHEREAS, pursuant to §2-14.1 and §2-16 .1of the Revised General Ordinances of the Township of Bernards, the Bernards Township Fire Department shall consist of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company; and the Bernards Township First Aid and Emergency Department shall consist of the First Aid Squad of the Basking Ridge Fire Company No. #1 and the Liberty Corner First Aid Squad; and

WHEREAS, the Basking Ridge Fire Company #1 is recommending Sujeeth Shanmugam, residing at 20 Valley View Drive, Basking Ridge, for appointment as a Full Member.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the above individual is hereby appointed as a Full Member of the Basking Ridge Fire Company #1 effective this date.

UNFINISHED BUSINESS

ORDINANCE #2428 - *Accepting an Amended Detention Basin, Drainage and Access Easement on Property Located at 7 Tall Timber Lane, Block 6001, Lot 10.09, from Marco Harmaty and Kim Krikorian to the Township of Bernards – Map – 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 Harris, second by Baldassare, that the ordinance #2428 be adopted and advertised as required by law.

Roll Call

Aye: Baldassare, Carpenter, Esposito, Harris, Bianchi

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 Marco Harmaty and Kim Krikorian, having an address at 7 Tall Timber Lane, Basking Ridge, New Jersey, 07920, an Amended Detention Basin, Drainage and Access Easement on Block 6001, Lot 10.09, 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.

ORDINANCE #2429 - *An Ordinance to Amend the Revised General Ordinances of the Township Of Bernards, Chapter VII, "Traffic", Schedule IX, Stop Intersections, Regarding the Intersection of Lurline Drive & Lurline Drive – 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 Harris, second by Esposito, that the ordinance #2429 be adopted and advertised as required by law.

Roll Call

Aye: Baldassare, Carpenter, Esposito, Harris, Bianchi

Nay:

Abstain:

Motion carried.

WHEREAS, in order to promote the betterment of public safety there is a need to install a stop sign at the intersection of Lurline Drive and Lurline Drive; and

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Bernards in the County of Somerset as follows:

1. Schedule IX of Chapter VII, "Traffic" of the Revised General Ordinance of the Township of Bernards is hereby amended by the addition of the following:

Intersection

Lurline Drive and Lurline Drive

Stop Sign Installed On

Lurline Drive Eastbound

2. The remainder of Schedule IX remains unchanged.
3. A regulatory sign shall be erected and maintained to affect the above restriction.

ORDINANCE #2430 - An Ordinance to Amend the Revised General Ordinances of the Township of Bernards Chapter 20 "Taxation," to Add and Create New Section 20-3, "100% Permanently and Totally Disabled Veteran Property Tax Exemption" - 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 Harris, that the ordinance #2430 be adopted and advertised as required by law.
Roll Call

Aye: Baldassare, Carpenter, Esposito, Harris, Bianchi

Nay:

Abstain:

Motion carried.

WHEREAS, pursuant to N.J.S.A. 54:4-3.32 it is within the discretion of the governing body to determine whether to refund prior years taxes paid to 100% permanently and totally disabled veterans filing for an exemption on property which would have been exempt had proper claim in writing been made at time of acquisition; and

WHEREAS, Bernards Township does not currently have any written policy in place and would like to adopt one, which balances the interests of all of the Township's taxpayers while honoring qualified 100% permanently and totally disabled veterans for their service to our nation; and

WHEREAS, the Township Committee of the Township of Bernards has determined that it is fair to provide exemptions from property taxes for qualified disabled veterans from the time of application.

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

Section 1. Chapter 20 entitled "Taxation," of the Revised General Ordinances of the Township of Bernards is hereby supplemented and amended to add and create new Section 3 to be entitled "100% Permanently and Totally Disabled Veteran Property Tax Exemption," to read as follows: . (new text is in double underline; deletions are ~~stricken~~):

Chapter 20 Taxation

SECTION 20-3 100% Permanently and Totally Disabled Veteran Property Tax Exemption

20-3.1 Qualified 100% Permanently and Totally Disabled Veteran Property Tax Exemption

Pursuant to N.J.S.A. 54:4-3.30 et seq., all qualified 100% permanently and totally disabled veterans, as defined therein, owning a taxable dwelling house in the Township of Bernards shall be eligible for a property tax exemption upon completion of the necessary application materials to be filed with the Township's Tax Assessor. The application requirements are set forth in N.J.S.A. 54:4-3.30.

20-3.2 Refunds to Qualified 100% Permanently and Totally Disabled Veterans

- a. In compliance with N.J.S.A. 54:4-3.32, it is the Township's policy to only provide refunds of any property taxes paid between the time of application to the Township Tax Assessor and the effective date of the tax exemption.
- b. Notwithstanding the Township's policy set forth in Section 20-3.2(a), pursuant to N.J.S.A. 54:4-3.31, such exemptions shall be prorated by the Township's Assessor for the remainder of any taxable year in which application is made, from the date ownership or title to the dwelling house is acquired, provided all other eligibility requirements are met. If the dwelling house was acquired in a year prior to the year application is made, the exemption will be granted for the twelve months of the current taxable year only. In no instance shall an exemption be retroactive prior to January 1st of the year application is made.
- c. This Ordinance shall apply to Surviving Spouse/Civil Union or Domestic Partner Claimant as well, as long as all requirements per N.J.S.A. 54:4-3.30 are met.

Section 2. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect, and to this end the provisions of this ordinance are hereby declared severable.

Section 3. All other ordinances in conflict or inconsistent with this ordinance are hereby repealed, to the extent of such conflict or inconsistency. In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Township of Bernards, the provisions hereof shall be determined to govern. All other parts, portions and provisions of the General and Land Use Ordinances of the Township of Bernards are hereby ratified and confirmed, except where inconsistent with the terms hereof.

Section 4. This Ordinance shall be so construed as not to conflict with any provision of New Jersey or Federal law.

Section 5. This Ordinance shall take effect immediately upon adoption and publication in accordance with the laws of the State of New Jersey.

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 Baldassare, second by Esposito, that the consent agenda items be approved.

Roll Call

Aye: Baldassare, Carpenter, Esposito, Harris, Bianchi

Nay:

Abstain:

Motion carried.

****Begin Consent Agenda****

Resolution #2019-0427 - Approval of the Bill List Dated 10/29/2019

BE IT RESOLVED, that the bill list dated 10/29/2019 be audited, and if found correct, be paid.

October 29, 2019
12:19 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: 10/29/19 to 10/29/19
Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit:

Y
=====

Check # Check Date Vendor Amount Paid Reconciled/Void Ref Num

CASH - CHECKING CURRENT CHECKING

121980	10/29/19	90019	CENTRELLI, DAVID	85.30	1464 Direct Deposit
121981	10/29/19	90267	AMERMAN, GLEN	273.14	1464 Direct Deposit
121982	10/29/19	90310	FALLON, BRIAN	40.07	1464 Direct Deposit
121983	10/29/19	90342	BAHLMAN, RICH	82.10	1464 Direct Deposit
121984	10/29/19	90403	MARTIN, DAVID	10.00	1464 Direct Deposit
121985	10/29/19	90576	CALJEAN, PATRICIA	30.65	1464 Direct Deposit
121986	10/29/19	90647	KESSELMAYER, EMILY	20.00	1464 Direct Deposit
121987	10/29/19	90668	ACKERMAN, CAROL	35.19	1464 Direct Deposit
121988	10/29/19	B0203	DIFRANCESCO, BATEMAN, KUNZMAN,	3,858.17	1464 Direct Deposit
121989	10/29/19	H0312	HEFFERNAN, ROBERT F	5,706.25	1464 Direct Deposit
121990	10/29/19	T0325	TOP LINE CONSTRUCTION CORP	311,086.28	1464 Direct Deposit
121991	10/29/19	A0060	ANJEC	62.00	1465
121992	10/29/19	A0126	AFLAC NEW YORK	230.50	1465
121993	10/29/19	A0174	ALL SPORTS STADIUM, LLC	1,050.00	1465
121994	10/29/19	A0180	AMERICAN LIBRARY ASSOCIATION	195.00	1465
121995	10/29/19	A0232	ARROW ELEVATOR, INC.	315.00	1465
121996	10/29/19	A0256	AMHERST MEWS HOMEOWNERS ASSOC	6,355.91	1465
121997	10/29/19	A0258	MEDICAL LABORATORY DIAGNOSTICS	118.00	1465
121998	10/29/19	A0338	AFLAC	396.52	1465
121999	10/29/19	A0398	STERLING TALENT SOLUTIONS	192.54	1465
122000	10/29/19	A0419	ARCO STEEL COMPANY	200.00	1465
122001	10/29/19	A0471	APEX AMERICAN ELECTRICAL	2,158.00	1465
122002	10/29/19	B0001	BAKER & TAYLOR, INC.	4,185.62	1465
122003	10/29/19	B0026	BERNARDS TOWNSHIP CURRENT	14,088.93	1465
122004	10/29/19	B0029	BERNARDS TWP BD OF EDUCATION	7,686,769.83	1465
122005	10/29/19	B0034	BERNARDS TOWNSHIP PAYROLL ACCT	550,808.75	1465
122006	10/29/19	B0038	BERNARDS TOWNSHIP (COURT)	178.85	1465
122007	10/29/19	B0077	BERNARDS TOWNSHIP	1,059.40	1465
122008	10/29/19	B0098	BERNARDS TOWNSHIP (RECREATION)	774.31	1465
122009	10/29/19	B0107	BESSE MEDICAL SUPPLY	5,014.80	1465
122010	10/29/19	B0388	BLACKSTONE AUDIO BOOKS	69.89	1465
122011	10/29/19	B0518	BERNARDSVILLE HARDWARE	41.55	1465
122012	10/29/19	B0637	BERNARDS CAFE	1,219.85	1465
122013	10/29/19	B0654	BRIDGEWATER CHEVROLET	143.95	1465
122014	10/29/19	B06845	BROSAN-JACOBS, PATRICIA	110.00	1465
122015	10/29/19	B0758	BCI TRUCK, INC	1,109.21	1465
122016	10/29/19	C0024	GANNETT NEW JERSEY NEWSPAPERS	28.81	1465
122017	10/29/19	C0028	CY DRAKE LOCKSMITHS, INC.	19.80	1465
122018	10/29/19	C0482	OPTIMUM	158.05	1465
122019	10/29/19	C0545	AHS HOSPITAL CORP	738.30	1465
122020	10/29/19	C0597	CLIFFSIDE BODY CORPORATION	674.87	1465
122021	10/29/19	C0745	CLARKE CATON HNTZ	187.50	1465

TOWNSHIP COMMITTEE MINUTES

10/29/2019

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122022	10/29/19	C0774	COLONIAL LIFE & ACC INSURANCE	922.82	1465
122023	10/29/19	C0811	COASTAL METAL RECYCLING CORP	238.00	1465
122024	10/29/19	D0020	DELTA DENTAL OF NJ	13,020.94	1465
122025	10/29/19	D0339	DEER CARCASS REMOVAL SVC, LLC	63.00	1465
122026	10/29/19	D0380	DRIVERS TIRE & SERVICE CENTER	44.50	1465
122027	10/29/19	D0692	DRILLS, SKILLS & THRILLS	6,935.00	1465
122028	10/29/19	D0740	DOVER BRAKE & CLUTCH	268.93	1465
122029	10/29/19	D0781	DMK LAWN & SNOW LLC	2,400.00	1465
122030	10/29/19	D0783	DFFLM, LLC	899.15	1465
122031	10/29/19	E0008	EBSCO SUBSCRIPTION SERVICES	630.00	1465
122032	10/29/19	E0224	EXCELLENT BUILDING SERVICES	2,795.00	1465
122033	10/29/19	E0231	EKA ASSOCIATES, P.A.	337.50	1465
122034	10/29/19	E0295	ELECTRO BATTERY SYSTEMS INC	200.02	1465
122035	10/29/19	F0001	FEDEX	81.48	1465
122036	10/29/19	F0148	FAIRFIELD MAINTENANCE INC	345.00	1465
122037	10/29/19	F0299	FASTENAL CO.	59.18	1465
122038	10/29/19	F0326	FX AUTOMOTIVE LLC	489.24	1465
122039	10/29/19	G0066	GRAINGER INC	414.50	1465
122040	10/29/19	G0098	JCP&L	14,806.68	1465
122041	10/29/19	G0509	GREEN ROCK RECYCLING	5,400.00	1465
122042	10/29/19	G0596	GRIFFITH - ALLIED TRUCKING LLC	10,423.62	1465
122043	10/29/19	H0178	HOSE SHOP, INC.	686.48	1465
122044	10/29/19	H0235	HOOVER TRUCK CENTERS	38.64	1465
122045	10/29/19	H0246	HOME DEPOT CREDIT SERVICES	2,187.66	1465
122046	10/29/19	H0363	HISTORIC MORVEN INC	945.00	1465
122047	10/29/19	H0405	HIONIS GREENHOUSES, INC	937.50	1465
122048	10/29/19	H0429	HE, JIA & LI, RUI	55.00	1465
122049	10/29/19	H0430	HARIHARAN, K.G.	175.00	1465
122050	10/29/19	I0010	INTERNATIONAL ASSN.OF ARSON	145.00	1465
122051	10/29/19	J0007	AIRGAS USA, LLC	163.64	1465
122052	10/29/19	J0093	JOHNNY ON THE SPOT, LLC	65.00	1465
122053	10/29/19	J0227	JAHANGIRI, MUBARAK	125.00	1465
122054	10/29/19	K0331	KONICA PREMIER FINANCE	82.60	1465
122055	10/29/19	K0341	KONICA MINOLTA PREMIER FINANCE	98.83	1465
122056	10/29/19	L0200	LASER TECHNOLOGY, INC.	193.00	1465
122057	10/29/19	L0308	LANGUAGE LINE SERVICES, INC.	188.70	1465
122058	10/29/19	L0362	LEGALLY YOURS	170.00	1465
122059	10/29/19	L0415	LEITCH, JOHN GANNON &	55.00	1465
122060	10/29/19	L0438	LOZANO, THERESA	50.00	1465
122061	10/29/19	M0010	MOBILE LAWNMOWER SERVICE, INC.	87.70	1465
122062	10/29/19	M0091	MCAA OF NJ-TREASURER	30.00	1465
122063	10/29/19	M0178	MARK'S AUTO SERVICE	37.50	1465
122064	10/29/19	M0279	MITZNER, SCOTT C.	1,170.45	1465
122065	10/29/19	M0493	MCELROY, DEUTSCH, MULVANEY &	13,014.61	1465
122066	10/29/19	M0518	KONICA MINOLTA BUSINESS SOL.	388.46	1465
122067	10/29/19	M0830	MOTT MACDONALD	4,425.50	1465
122068	10/29/19	M0868	M & P RETIREMENT PLAN	2,928.96	1465
122069	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	79.84	1465
122070	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	125.09	1465
122071	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	77.82	1465
122072	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	179.64	1465
122073	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	146.34	1465
122074	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	225.72	1465
122075	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	18.29	1465
122076	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	272.03	1465
122077	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	256.43	1465
122078	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	172.80	1465
122079	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	57.98	1465
122080	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	3,719.38	1465
122081	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	199.26	1465
122082	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	24.90	1465
122083	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	45.71	1465
122084	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	45.71	1465
122085	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	258.80	1465
122086	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	319.36	1465
122087	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	18.29	1465
122088	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	38,364.00	1465
122089	10/29/19	N0006	NEW JERSEY AMERICAN WATER CO.	159.57	1465
122090	10/29/19	N0030	NJ STATE ASSN.-CHIEFS/POLICE	205.00	1465
122091	10/29/19	N0035	NEW JERSEY PLANNING OFFICIALS	525.00	1465
122092	10/29/19	N0064	NEW JERSEY LIBRARY ASSOCIATION	35.00	1465
122093	10/29/19	N0069	NATIONAL BUSINESS FURNITURE	381.97	1465
122094	10/29/19	N0389	NJ MOTOR VEHICLE COMMISSION	60.00	1465
122095	10/29/19	N0419	NIXON, PAMELA	100.00	1465
122096	10/29/19	N0440	NORRIS, DR. MICHAEL	175.00	1465
122097	10/29/19	N0470	NATIONWIDE	99.22	1465
122098	10/29/19	O0021	OFFICE DEPOT	767.31	1465
122099	10/29/19	O0105	O.C.A. BENEFIT SERVICES, LLC	108.90	1465
122100	10/29/19	O0116	OBERLY, BARRY	990.00	1465
122101	10/29/19	O0135	OUTHOUSE LLC	615.00	1465
122102	10/29/19	P0014	PUBLIC SERVICE ELEC. & GAS CO	8.62	1465
122103	10/29/19	P0538	PROVIDENT LIFE & ACCIDENT	104.24	1465
122104	10/29/19	P0660	PATTON, DIMITRA & JOSH	90.00	1465
122105	10/29/19	R0005	RECORDER PUBLISHING CO., INC	7.65	1465
122106	10/29/19	R0009	REGENT BOOK COMPANY INC.	17.09	1465
122107	10/29/19	R0025	RIDGE RESTAURANT	117.15	1465
122108	10/29/19	R0308	ROUTE 23 AUTO MALL	471.78	1465
122109	10/29/19	R0480	RECONYX, INC	982.24	1465
122110	10/29/19	R0509	REIVAX CONTRACTING CORPORATION	30,634.12	1465
122111	10/29/19	R0524	ROTHHOFF, KURT	110.00	1465
122112	10/29/19	R0534	REP PUMP SERVICES	1,249.50	1465
122113	10/29/19	S0016	STORR TRACTOR COMPANY	373.46	1465
122114	10/29/19	S0101	STICKEL, KOENIG, SULLIVAN&DRILL	1,581.75	1465
122115	10/29/19	S0152	SOMERSET COUNTY PROSECUTOR'S	270.00	1465
122116	10/29/19	S0184	SOCIETY HILL AT BERNARDS I	311.00	1465
122117	10/29/19	S0378	STAVOLA ASPHALT	1,903.47	1465
122118	10/29/19	S0432	SOMERSET COUNTY TREASURER	77.48	1465
122119	10/29/19	S0681	SEALMASTER	1,728.00	1465
122120	10/29/19	S0847	SHI INTERNATIONAL	685.00	1465
122121	10/29/19	S1051	SOMERSET COUNTY PUBLIC WORKS	17,663.36	1465
122122	10/29/19	T0024	TRIUS OF NJ INC	1,397.94	1465
122123	10/29/19	T0066	CENGAGE LEARNING CREDIT SVCS	98.21	1465
122124	10/29/19	T0192	TURN OUT UNIFORMS INC	119.98	1465
122125	10/29/19	T0346	TUCKAHOE TURF FARM	3,952.00	1465
122126	10/29/19	T0378	THE GUARDIAN LIFE INS CO OF AM	89.91	1465
122127	10/29/19	U0001	UNITEMP INC.	865.00	1465

TOWNSHIP COMMITTEE MINUTES

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122128	10/29/19	U0022	UNIVERSAL COMPUTING SERVICES	697.25	1465
122129	10/29/19	U0056	U.S. MUNICIPAL SUPPLY, INC.	210.78	1465
122130	10/29/19	U0079	US SPORTS INSTITUTE, INC.	16,395.00	1465
122131	10/29/19	U0090	UNUM LIFE INSURANCE COMPANY	349.80	1465
122132	10/29/19	V0020	VILLAGE OFFICE SUPPLY	90.00	1465
122133	10/29/19	V0037	VILLAGE SUPERMARKET, INC.	90.48	1465
122134	10/29/19	V0052	VERMONT SYSTEMS, INC.	7,089.15	1465
122135	10/29/19	V0056	VERIZON WIRELESS	2,071.12	1465
122136	10/29/19	V0058	VERIZON	197.94	1465
122137	10/29/19	V0084	VERIZON	609.97	1465
122138	10/29/19	V0091	VENETO TRATORRIA	50.00	1465
122139	10/29/19	V0177	VERIZON	521.34	1465
122140	10/29/19	V0185	VERIZON CONNECT	484.65	1465
122141	10/29/19	W0014	BEYER-WARNOCK FLEET	1,331.88	1465
122142	10/29/19	W0074	WELSH'S MOTOR SALES, INC.	96.24	1465
122143	10/29/19	W0339	W.B. MASON	78.00	1465
122144	10/29/19	W0347	EDWARD WACKS & ASSOCIATES, LLC	1,467.00	1465
122145	10/29/19	X0003	XEROX CORPORATION	86.34	1465
122146	10/29/19	X0005	XTEL COMMUNICATION	455.13	1465
122147	10/29/19	X0005	XTEL COMMUNICATION	1,741.06	1465

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	157	0	8,515,726.97	0.00
Direct Deposit:	11	0	321,227.15	0.00
Total:	168	0	8,836,954.12	0.00

Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	8-01	6,355.91	0.00	0.00	6,355.91
CURRENT FUND	9-01	8,367,559.69	0.00	0.00	8,367,559.69
DOG FUND	9-12	11.00	0.00	0.00	11.00
GOLF COURSE UTILITY	9-26	4,390.79	0.00	0.00	4,390.79
Year Total:		8,371,961.48	0.00	0.00	8,371,961.48
CAPITAL FUND	C-04	202,210.08	0.00	0.00	202,210.08
PUBLIC GRANTS	G-02	171,241.91	0.00	0.00	171,241.91
TRUST FUNDS	T-13	76,993.00	0.00	0.00	76,993.00
PROJECT		8,191.74	0.00	0.00	8,191.74
Total Of All Funds:		8,836,954.12	0.00	0.00	8,836,954.12

Resolution #2019-0428 - Approval of the Side Letter of Agreement Between Bernards Township and the International Brotherhood of Teamsters, Chauffeurs and Warehousemen and Helpers of America, Local 469 July 1, 2017 through June 30, 2020

WHEREAS, the Township of Bernards and the International Brotherhood of Teamsters, Chauffeurs and Warehousemen and Helpers of America, Local 469 ("Teamsters") have an Agreement in place for the period of time from July 1, 2017 through June 30, 2020; and

WHEREAS, the Township of Bernards and the Teamsters have found it necessary to enter into a Side Letter of Agreement to amend the "Working at a Different Rate" portion of the contract to cover the period of time from July 1, 2017 through June 30, 2020; and

WHEREAS, the Township Committee of the Township of Bernards has reviewed the Side Letter of Agreement and understands that this Side Letter of Agreement applies only to Article XXVIII, section A and does not modify any other provision of the Collective Bargaining Agreement.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that the Side Letter of Agreement dated January 1, 2019, between Bernards Township and the International Brotherhood of Teamsters, Chauffeurs and Warehousemen and Helpers of America, Local 469 be and is hereby approved.

Resolution #2019-0429 - Authorizing the Issuance of a Limousine License to Bernardsville Coach & Livery
WHEREAS, Richard Stompf, Bernardsville Coach & Livery, 67 Smithfield Court, Basking Ridge, NJ 07920 (the "applicant"), has applied for a Limousine License; and

WHEREAS, the application submitted by the applicant is in compliance with Chapter 4, Section 8 of the Revised General Ordinances of the Township of Bernards; and

WHEREAS, the Municipal Clerk, Police Chief and the Zoning Officer have reviewed said application and find it complete.

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

Resolution #2019-0431 - Authorizing Adoption of The Updated Multijurisdictional Hazard Mitigation Plan Form Somerset County

WHEREAS all of Somerset County has exposure to natural hazards that represent risks including damages and losses to life, property, the environment and the County's economy; and

WHEREAS proactive mitigation of know hazards before a disaster event can reduce or eliminate long-term risks and associated costs; and

WHEREAS the Disaster Mitigation Act of 2000 (Public Law 106-390) establishes requirements for pre- and post-disaster hazard mitigation programs; and

WHEREAS a Mitigation Planning Committee (MPC) comprised of Somerset County jurisdictions, agencies, organizations and other partners with like planning objectives has been formed to pool resources and work collaboratively to identify appropriate mitigation strategies within Somerset County; and

WHEREAS the MPC has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of natural hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives; and

WHEREAS maintenance procedures have been defined for monitoring, evaluating, revising, updating and implementing this strategy on an on-going basis.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards:

1. Adopts in its entirety, the 2019 Multi-jurisdictional Hazard Mitigation Plan Update for Somerset County (HMP) as the jurisdiction's Hazard Mitigation Plan, and resolves to execute the actions identified in the Plan that pertain to this jurisdiction.
2. Will use the adopted and approved portions of the HMP to guide pre- and post-disaster mitigation of the hazards identified therein.
3. Will coordinate the strategies identified in the Plan with other planning programs, operations, partners, capital investments and other initiatives under its jurisdictional authority.
4. Will continue to provide representatives to serve on the MPC and perform the duties described in the HMP, including but not limited MPC meeting attendance and the submission of jurisdiction-specific HMP annual monitoring reports to the County Hazard Mitigation Coordinator.
5. Will help promote and support mitigation successes of all participants in the HMP.
6. Will complete an evaluation of the HMP in conjunction with the MPC annually as needed, and a comprehensive update no less than every fifth year; and

BE IT FURTHER RESOLVED by the Township Committee of the Township of Bernards that copies of the jurisdiction's HMP Annex and this resolution be provided to the Bernards Township Hazard Mitigation Officer, Emergency Management Official, Planning Board Chair, the Somerset County Hazard Mitigation Coordinator, and the Somerset County Board of Chosen Freeholders.

Resolution #2019-0432 - *Personnel Appointment Natasha Mikulich – Part-Time Reference Librarian Bernards Township Library*

WHEREAS, the part-time Reference Librarian position became available due to a vacancy; and

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

WHEREAS, Natasha Mikulich has applied for and is qualified to fill said position; and

WHEREAS, the Library Director, Library Board and Human Resources Manager recommend appointment of Natasha Mikulich to the position of part-time Reference Librarian.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Natasha Mikulich be appointed part-time Reference Librarian with a start date of November 5, 2019 at a pay rate of \$20.00 per hour.

Resolution #2019-0433 - *Authorizing and Approving Purchase of Firefighters Protective Clothing and Equipment from New Jersey State Contract Globe 17-Fleet-00805 to New Jersey Fire Equipment Company, 119-131 Rt 22. Green Brook, NJ 08812 In the Amount Not to Exceed \$ 2,362.69*

WHEREAS, the Township of Bernards wishes to purchase firefighters protective clothing and equipment from N. J. State Contract Globe 17-Fleet-00805; and

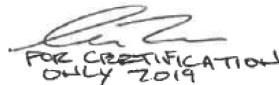
WHEREAS, the N.J. State Division of Purchase and Property awarded a contract to New Jersey Fire Equipment Company, 119-131 Rt 22, Green Brook, NJ 08812; and

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

WHEREAS, the Chief Financial Officer has certified that funds are available in the Capital Budget for the same and the line item appropriation or ordinance to be charged is Capital Ordinance #2387; line account #C-04-55-387-F01 (\$2,362.69); and

WHEREAS, it is the recommendation of the Purchasing Agent to purchase Firefighters Protective Clothing and Equipment from N. J. State Contract Globe 17-Fleet-00805.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards that the Purchasing Agent be authorized to issue a purchase order to New Jersey Fire Equipment Company, 119-131 RT 22, Green Brook, NJ 08812 in the amount not to exceed \$2,362.69

CHIEF FINANCIAL OFFICER CERTIFICATION	
I, Sean McCarthy, Chief Financial Officer of Bernards Township, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$2,362.69. Monies are available in Capital Ordinance #2387, line account #C-04-55-387-F01.	
Date: October 21, 2019	 FOR CERTIFICATION ONLY 2019 Sean McCarthy, Chief Financial Officer

[Resolution #2019-0434](#) - *Approval of Special Event Permit for Basking Ridge Business Alliance for Winter Market and Tree Lighting on 12/07/2019 in Basking Ridge Including Temporary Street Closure and Banner Display*

WHEREAS, Marcy Borchering, representing the Basking Ridge Business Alliance, 5 Lyons Road, #325, Basking Ridge, NJ 07920 "the applicant," has requested a special event permit for 12/07/2019, from 12:00 PM to 7:00 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 #2019-0435](#) - *Appointment of Local Historian Brooks Betz*

WHEREAS, pursuant N.J.S.A. 40:10A-7, and Chapter 2, Section 26 of the Revised General Ordinances of the Township, Bernards Township has created the position of Local Historian.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that we do hereby appoint Brooks Betz as Historian for a term to expire 12/31/2019.

[Resolution #2019-0436](#) - *85th Anniversary of the Basking Ridge Chapter, National Society of the Daughters of the American Revolution (NSDAR) November 6th, 2019*

WHEREAS, service to others is a hallmark of the American character, and central to how we meet our challenges; and

WHEREAS, the National Society of the Daughters of the American Revolution, (NSDAR) is a nonprofit, nonpolitical volunteer women's service organization dedicated to promoting patriotism, preserving American history and securing America's future through better education; and

WHEREAS, in communities all across the United States, DAR members participate in "restoring and maintaining historical sites, preserving genealogical records, artifacts and historical documents, locating, restoring and marking Revolutionary War patriot gravesites and headstones, supporting schools through donations and volunteer efforts, providing scholarships and awards to outstanding students throughout the country, promoting education and citizenship through youth programs, sponsoring American history essay contests for youth, providing volunteer time to assist military veterans, supporting America's service personnel through a variety of programs, sponsoring special programs promoting the Constitution, celebrating with new citizens at naturalization ceremonies"; and

WHEREAS, National Society of the Daughters of the American Revolution participants serve in more than 3,000 chapters in all 50 states, Washington, DC and International chapters in Australia, Austria, The Bahamas, Bermuda, Canada, France, Germany, Guam, Italy, Japan, Mexico, Spain and the United Kingdom, bolstering the civic, neighborhood, and faith-based organizations that are so vital to our economic and social well-being; and

WHEREAS, the Basking Ridge Chapter, National Society of the Daughters of the American Revolution participants address some of the most pressing challenges facing our cities and counties, from supporting veterans and military families, investing in community services as a way to give back to our communities and recognizing local citizens for outstanding achievements in cultural, educational, humanitarian, patriotic and citizenship work in their communities; and

WHEREAS, November 6, 2019, marks the eighty fifth anniversary of the founding of the Basking Ridge Chapter, National Society of the Daughters of the American Revolution.

NOW THEREFORE BE IT RESVOLED, by the Township Committee of the Township of Bernards that we do hereby recognize November 6th, 2019, as the 85th Anniversary of the Basking Ridge Chapter, NSDAR in Bernards Township, NJ and congratulate and thank members, both current and past, for the services they have given to Somerset County.

[Resolution #2019-0437](#) - *Personnel Appointment Anne O'Gorman – Librarian – Children's Services Bernards Township Library*

WHEREAS, the full-time Librarian – Children's Services position became available due to a vacancy; and

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

WHEREAS, Anne O'Gorman has applied for and is qualified to fill said position; and

WHEREAS, the Library Director, Library Board and Human Resources Manager recommend appointment of Anne O'Gorman to the position of full-time Librarian – Children's Services.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Anne O'Gorman be appointed full-time Librarian – Children's Services with a start date of November 11, 2019 at an hourly rate of \$26.11 for a 35-hour work week.

[Resolution #2019-0438](#) - *Resolution Authorizing the Friends of the Kennedy-Martin-Stelle Farmstead, Inc. to Lease, License, Rent or Otherwise Permit the Use of the Farmstead Property for Classes, Programs, Events and Meetings Consistent with the Purpose of a Lease Agreement with Edward Walter to Use Space Solely as studio for writing and art production*

WHEREAS, the Township of Bernards owns the real property identified as Block 8401, Lot 23 (formally known as Block 185, Lot 20.03), consisting of approximately 4.397± acres, and located at 450 King George Road in the Township of Bernards, County of Somerset, State of New Jersey (the "Property"); and

WHEREAS, the Property contains an "English Barn," "Farm House," Wagon House," "Cow Shed," and other ancillary structures, which are on the New Jersey Historic Register and the National Register of Historic Places; and

WHEREAS, the Township and the Friends of the Kennedy-Martin-Stelle Farmstead, Inc. (“Friends”) entered into Lease Agreement C1775-1, dated March 29, 2005, for the Property (the “Lease”), which was thereafter amended to increase the term of the Lease; and

WHEREAS, Sections 2 and 3 of the Lease provide that Friends may provide access to Township residents for meetings and other appropriate events, provide alternate uses, and sublet or assign any interests in the Lease, subject to the prior written approval of the Township; and

WHEREAS, by email dated October 22, 2019, the Friends requested approval to permit a lease agreement with Edward Walter for use of space solely as a studio for writing and art production; and

WHEREAS, the Township Committee has reviewed the proposed non-exclusive license agreement and finds it consistent with public purposes of the Lease and Mission and Vision of the Friends.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bernards, in the County of Somerset and State of NJ, that the Township of Bernards hereby grants authorization to the Friends of the Kennedy-Martin-Stelle Farmstead, Inc., to enter into a non-exclusive lease agreement with Edward Walter, at 258 Long Meadow Rd., Bedminster, NJ 07921, from December 1, 2019 to July 1, 2020.

BE IT FURTHER RESOLVED that the Township hereby explicitly reserves the right to revoke the authorization herein granted to Friends at its sole discretion.

[Resolution #2019-0440](#) - *Resolution Authorizing the Friends of the Kennedy-Martin-Stelle Farmstead, Inc. to Lease, License, Rent or Otherwise Permit the Use of the Farmstead Property for Classes, Programs, Events and Meetings Consistent with the Purpose of a Lease Agreement with Gretchen Thomas to Use Space Solely as artist studio*

WHEREAS, the Township of Bernards owns the real property identified as Block 8401, Lot 23 (formally known as Block 185, Lot 20.03), consisting of approximately 4.397± acres, and located at 450 King George Road in the Township of Bernards, County of Somerset, State of New Jersey (the “Property”); and

WHEREAS, the Property contains an “English Barn,” “Farm House,” Wagon House,” “Cow Shed,” and other ancillary structures, which are on the New Jersey Historic Register and the National Register of Historic Places; and

WHEREAS, the Township and the Friends of the Kennedy-Martin-Stelle Farmstead, Inc. (“Friends”) entered into Lease Agreement C1775-1, dated March 29, 2005, for the Property (the “Lease”), which was thereafter amended to increase the term of the Lease; and

WHEREAS, Sections 2 and 3 of the Lease provide that Friends may provide access to Township residents for meetings and other appropriate events, provide alternate uses, and sublet or assign any interests in the Lease, subject to the prior written approval of the Township; and

WHEREAS, by email dated October 23, 2019 the Friends requested approval to permit a lease agreement with Gretchen Thomas for use of space solely as an artist studio; and

WHEREAS, the Township Committee has reviewed the proposed non-exclusive license agreement and finds it consistent with public purposes of the Lease and Mission and Vision of the Friends.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Bernards, in the County of Somerset and State of NJ, that the Township of Bernards hereby grants authorization to the Friends of the Kennedy-Martin-Stelle Farmstead, Inc., to enter into a non-exclusive lease agreement with Gretchen Thomas, 80 Mountainview Road, Warren, NJ 07059, from January 1, 2020 to January 1, 2021.

BE IT FURTHER RESOLVED that the Township hereby explicitly reserves the right to revoke the authorization herein granted to Friends at its sole discretion.

[Resolution #2019-0441](#) - *Award of Bid for 2019 DPW Curbing-Sidewalk Improvements to Landtek Construction DBA United Terrain, 386 Highway 79, Morganville NJ 07751 In the Amount of \$ 151,900.00*

WHEREAS, the Township of Bernards received bids on September 17, 2019 at 10:30 A.M. for 2019 DPW Curbing-Sidewalk Improvements

Bidders Name	BID AMOUNT
Landtek Construction DBA United Terrain	\$151,900.00

AA Berms LLC	\$158,950.00
A.Takton Concrete Group	\$175,900.00
Diamond Construction	\$334,250.00

and;

WHEREAS, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award the contract to Landtek Construction DBA United Terrain, 386 Highway 79, Morganville NJ 07751, in the amount of \$151,900.00; 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-C02 (\$31,900.00) and line account #9-01-26-290-266 (\$120,000.00); and

WHEREAS, this contract has been awarded to Landtek Construction DBA United Terrain, 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: Landtek Construction DBA United Terrain, 386 Highway 79, Morganville NJ 07751, in the amount of \$ 151,900.00.

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 Lanktek Construction DBA United Terrain, ("Contractor") shall contain:

1. Provisions of all labor, material, and equipment necessary to perform all work as indicated on the Drawings and Specified for the 2019 DPW Curbing-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 10 days written notice via certified mail.
8. The work contemplated under the Contract shall be completed between October 29, 2019 and October 28, 2020.
9. The Contractor shall commence the work not later than 10 calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.
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 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.

Juan Urro/President

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$151,900.00. Monies are available in the Capital Ordinance, #2387 line account #C-04-55-387-C02 (\$31,900.00) and line account #9-01-26-290-266 (\$120,000.00).

Date: October 23, 2019


 FOR CERTIFICATION
 ONLY 2019

Sean McCarthy, Chief Financial Officer

Resolution #2019-0443 - Pill Hill Landfill NJDEP Post-Closure Monitoring

WHEREAS, Pill Hill Landfill was closed and NJDEP approved post-closure escrow for the ongoing post-closure maintenance of the site including environmental monitoring in 1996; and

WHEREAS, the landfill closure was approved in 1996 and post-closure environmental monitoring is required for 30 years until May 28, 2026; and

WHEREAS, available escrow as of 12/31/2018 is \$44,086.38 and will not fully fund all monitoring until 2026; and

WHEREAS, NJDEP requires a commitment from the Township to pay for all additional costs of post-closure activities each year above the amount withdrawn or available from escrow in accordance with NJDEP requirements; and


WHEREAS, the Chief Financial Officer has certified that funds are available in the 2019 Current Fund Budget: Solid Waste Collections, Fees and Compensation line item appropriation #9-01-26-305-204.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the Township of Bernards will be responsible for the additional costs of post-closure activities each year above the amount requested or available to be withdrawn from escrow in order for the Township to meet its ongoing obligation for post-closure maintenance activities at the Pill Hill Landfill until 2026.

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate are budgeted annually for the above referenced monitoring. Monies will be available in the 2019 Current Fund Budget – Solid Waste Collections, Fees & Compensation line item appropriation #9-01-26-305-204.

Date: 10/22/2019


 FOR CERTIFICATION
 ONLY 2019

Sean McCarthy
Chief Financial Officer

Resolution #2019-0444 - Pill Hill Landfill NJDEP Post-Closure Escrow Request

WHEREAS, Pill Hill Landfill was closed and NJDEP approved post-closure escrow for the ongoing post-closure maintenance of the site including environmental monitoring in 1996; and

WHEREAS, the landfill closure was approved in 1996 and post-closure environmental monitoring is required for 30 years until May 28, 2026; and

WHEREAS, with NJDEP approval, the post-closure escrow may be withdrawn to pay for required annual air and water monitoring and the financial plan for utilizing the balance of the fund over the next 8 years is as follows:

YEAR	YEAR NO.	BEGINNING BALANCE	CONTRIBUTIONS TO FUND	INTEREST (Rate — %)	PLANNED EXPENDITURES	ENDING BALANCE
2019	23	44,086.38	44.09	0.001	5,510.80	38,619.67
2020	24	38,619.67	38.62	0.001	5,517.10	33,141.19
2021	25	33,141.19	33.14	0.001	5,523.53	27,650.80
2022	26	27,650.80	27.65	0.001	5,530.16	22,148.29
2023	27	22,148.29	22.15	0.001	5,537.07	16,633.37
2024	28	16,633.37	16.63	0.001	5,544.46	11,105.55
2025	29	11,105.55	11.11	0.001	5,552.77	5,563.88
2026	30	5,563.88	5.56	0.001	5,569.44	0.00

WHEREAS, available escrow as of 12/31/2018 is \$44,086.38 and will not fully fund all monitoring until 2026; and

WHEREAS, NJDEP requires a commitment from the Township to pay for all additional costs of post-closure activities each year above the amount withdrawn or available from escrow in accordance with NJDEP requirements.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the Township of Bernards will be responsible for the additional costs of post-closure activities each year above the amount requested or available to be withdrawn from escrow in order for the Township to meet its ongoing obligation for post-closure maintenance activities at the Pill Hill Landfill until 2026.

Resolution #2019-0445 - Unused Vacation Accrual Due Daniel Moore Department of Public Works

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

WHEREAS, Daniel Moore's employment terminated on October 25, 2019; and

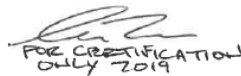
WHEREAS, per the requirements of the Township's Personnel Policy, Daniel Moore is entitled to a Vacation Time Accrual payment for vacation time as calculated below based on an hourly rate of \$19.78.

	Total Hours Available	Amount Due
Vacation Accrual	37	\$731.86

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.

CFO CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, do hereby certify that there are adequate funds for this expenditure. Funds are available in the Streets and Roads S&W, Line Account #9-01-28-375-101 for an amount not to exceed \$731.86



Sean McCarthy, CFO

Date: October 23, 2019

Resolution #2019-0446 -Award of Bid, for One (1) 2019 or newer Snow Tracked Sidewalk Tractor with Attachments to Groff Tractor Mid Atlantic, LLC, 551 N. Harding Highway, Vineland NJ 08360 In the Amount of \$174,954.00

WHEREAS, The Township received bids on Thursday, October 17, 2019 at 2:00 P.M. for One (1) 2019 or newer Snow Tracked Sidewalk Tractor with Attachments;

BIDDERS NAME	UNIT COST	TOTAL BID AMOUNT
Groff Tractor Mid Atlantic, LLC	\$174,954.00	\$174,954.00

and;

WHEREAS, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award a contract to the lowest responsible bidder, Groff Tractor Mid Atlantic, LLC, 551 N. Harding Highway, Vineland NJ 08360; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations to be charged is Capital Ordinance #2417, line account #C-04-55-417-H01 (\$140,000.00) and Capital Ordinance #2366, line account #C-04-55-366-I01 (\$34,954.00); and

WHEREAS, this contract has been awarded to Groff Tractor Mid Atlantic, LLC, 551 N. Harding Highway, Vineland NJ 08360, 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: Groff Tractor Mid Atlantic, LLC, 551 N. Harding Highway, Vineland NJ 08360 in the amount of \$174,954.00.

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.

Karen Forte, Controller

CFO CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$174,954.00. Monies are available in Capital Ordinance #2417, line account #C-04-55-417-H01 (\$140,000.00) and Capital Ordinance #2366, line account #C-04-55-366-I01 (\$34,954.00).


FOR CERTIFICATION
OCT 2019

Date: October 23, 2019

Sean McCarthy, Chief Financial Officer

Resolution #2019-0448 *Award of Bid Renewal for 2019-2020 Municipal Trash Services To Peter Rubinetti Private Disposal LLC. 16 Chelsea Dr, Randolph, NJ 07869*

WHEREAS, The Township received bids on Wednesday, July 11, 2018 at 10:30 A.M. for Municipal Trash Services; and

WHEREAS, Peter Rubinetti Private Disposal LLC., has satisfactorily performed such services in 2018-2019; and

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

WHEREAS, it is a combined recommendation of the Director of Public Works, Township Administrator and Purchasing Agent that a renewal for the second year of the initial contract be awarded to Peter Rubinetti Private Disposal LLC., 16 Chelsea Dr, Randolph, NJ 07869.

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

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

Peter Rubinetti, Owner

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

Approval of Minutes - 10/15/2019 Open Session

Motion by Baldassare, second by Harris, that the [10/15/2019 - Open Session minutes](#) be approved for content and release.

Roll Call

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

Approval of Minutes - 10/15/2019 Executive Session

Motion by Harris, second by Carpenter, that the 10/15/2019 – Executive Session minutes be approved for content only.

Roll Call

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

ORDINANCE #2431 - *An Ordinance to Amend the Revised General Ordinance of the Township of Bernards, Chapter VII, "Traffic," Schedule XVIII "Speed Limits Regarding Somerville Road and Mine Brook Road" – Introduction*

The clerk read the ordinance by title. Motion by Baldassare, second by Esposito, that Ordinance #2431 be introduced on first reading, advertised as required by law, with a public hearing on 11/26/2019.

Roll Call

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

ORDINANCE #2432 - *An Ordinance Amending and Supplementing the Revised General Ordinances of the Township Of Bernards Chapter 18 "Streets, Sidewalks and Sanitation." To Add New Section 18-9 "Siting of Poles, Cabinets and Antennas on the Municipal Right Of Way" – Introduction*

Belardo and Bianchi recused themselves from this discussion and left the dais. The clerk read the ordinance by title. Attorney Purcell provided background. Nancy D'Andrea, 3 Vanderveer Rd asked about size of units.

Motion by Harris, second by Esposito, that Ordinance #2432 be introduced on first reading, advertised as required by law, with a public hearing on 11/26/2019.

Roll Call

Aye: Baldassare, Carpenter, Esposito, Harris
Nay:
Abstain:
Motion carried.

Belardo and Bianchi returned to the dais

ORDINANCE #2433 - *An Ordinance of the Township of Bernards, County of Somerset, State of New Jersey, Amending, Revising and Supplementing the Revised General Ordinances of the Township of Bernards, Chapter 21, "Land Development", Prohibiting Vape Shops and Smoke Shops in all Township Zones - Introduction*

The clerk read the ordinance by title. Motion by Harris, second by Baldassare, that Ordinance #2433 be introduced on first reading, referred to the Planning Board and advertised as required by law, with a public hearing on 11/26/2019.

Roll Call

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

PUBLIC COMMENT

The Mayor opened public comment.

Nancy D'Andrea, Vanderveer Dr. – commented on Trex Challenge and holidays which may impact meeting schedules.

Todd Edelstein, Riverside Dr. – commented on elections

ADJOURNMENT

By unanimous consent the meeting adjourned at 9:09 PM

Respectfully submitted,

Rhonda Pisano, Municipal Clerk

Carol Bianchi, Mayor

Approved: