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CALL TO ORDER

The mayor called the meeting to order at 8:00 PM. Committeewoman Harris lead the flag salute and the mayor read the open public meetings statement in accordance with the law.

Notice was provided that meetings are being conducted through virtual means due to the COVID-19 outbreak until further notice in accordance with the Open Public Meetings Act on 05/04/2020 and notice for this meeting was updated on 05/22/2020. Such notice was posted on the township website, the township's Facebook page, and provided by e-mail to the Recorder Publishing / Bernardsville News, Whippany; the Courier News, Bridgewater; TAPinto.net; Patch.com; and filed with the Township Clerk.

Any motion to go into closed session will be deemed to include a motion that the matters discussed at such closed session will be disclosed to the public when such matters are finally determined and there is no further reason to prohibit the public disclosure of information relating to such matters.

ROLL CALL

Present: Carpenter, Esposito, Fields, Harris, Baldassare, Jr.

Absent:

Also Present: Administrator Monaco, Attorney Belardo, CFO McCarthy, Municipal Clerk Pisano

PUBLIC WORK SESSION

Nothing Listed

REPORTS

None

CORRESPONDENCE

None

PUBLIC COMMENT

The mayor opened public comment.

Laurie Albee, 96 Alder Lane – commented on what she saw as missed fundraising opportunities in Bernards Township.

Todd Edelstein, 172 Riverside Drive – commented on the Shared Court Resolution, the network disruption, the Mayor's for Main Street Alliance, and advocated for the re-opening of parks.

John Crane, Decker Street – commented on access to the broadcast.

Rita Zarabara, 155 Thackeray Drive – commented on the network disruption and asked the status on causes and findings and asked which recommendation are being implemented from the Communications Task Force.

The mayor closed public comment.

TOWNSHIP COMMITTEE/LIAISON & BOARD REPORTS AND STAFF COMMENTS

Staff and committee members responded to questions raised during the public comment period regarding fundraising requests, the network disruption, implementation of certain recommendations from the Communications Task Force, and provided some updates on the status on their various boards.

UNFINISHED BUSINESS

[ORDINANCE #2446](#) - *An Ordinance of the Township of Bernards Appropriating \$4,912,435.00 for Various Capital Improvements – Public Hearing*

The clerk read the ordinance by title and the mayor opened the public hearing. Todd Edelstein, Riverside Drive commented that money for capital improvements should only be used for immediate public safety issues this year. No other comments were heard, and the hearing was closed.

Motion by Harris, second by Fields, that Ordinance #2446 be adopted and advertised as required by law.

Roll Call

Aye: Carpenter, Esposito, Fields, Harris, Baldassare, Jr.

Nay:

Abstain:
Motion carried.

NEW BUSINESS

Resolution #2020-0209 - Authorizing a Shared Services Agreement with the Borough of Peapack and Gladstone, the Borough of Bernardsville, the Township of Bedminster, and the Township of Bernards, for the Establishment and Operation of a Shared Municipal Court.

Belardo recused himself and did not participate in this discussion.

Motion by Harris, second by Fields, to table Resolution #2020-0209 until the next township committee meeting in order to gather additional information; specifically attaching the costs to join the court to the agenda, obtain an independent attorney to review the agreement, and to secure a Memorandum of Agreement with Bedminster.

Roll Call

Aye: Carpenter, Esposito, Fields, Harris, Baldassare, Jr.

Nay:

Abstain:

Motion carried.

WHEREAS, the Township of Bedminster (“Bedminster”), the Borough of Peapack and Gladstone (“Peapack-Gladstone”), the Borough of Bernardsville (“Bernardsville”) and the Township of Bernards (“Bernards”) have reviewed their needs, resources and personnel and have found that they can assist each other at considerable savings to the tax payers of each municipality by establishing and operating a shared municipal court; and

WHEREAS, pursuant to N.J.S.A. 40A:65-1, et seq., any municipality of the State of New Jersey may contract with any other municipality for the shared provision within their several jurisdictions of any service that any party to the agreement is empowered to provide within its own jurisdiction; and

WHEREAS, pursuant to N.J.S.A. 2B:12-1(c), two or more municipalities, by resolution, may agree jointly to provide for courtrooms, chambers, equipment, supplies and employees for their municipal courts and agree to appoint judges and administrators without establishing a joint municipal court; and

WHEREAS, in a Shared Municipal Court, each Court retains its own identity; and

WHEREAS, the Shared Municipal Court shall be operated as four separate courts, pursuant to which Bedminster is the host municipality and provides the services described in this Agreement to Peapack and Gladstone, Bernardsville and Bernards; and

WHEREAS, the Shared Services Agreement, in the form attached hereto and made a part hereof, was negotiated and agreed to by Bedminster, Peapack-Gladstone, Bernardsville and Bernard which establishes a shared municipal court and provides for the sharing of court facilities and court staff including the municipal judge, court administrators, other court employees, prosecutors, public defenders and security personnel; and

WHEREAS, Bedminster, Peapack-Gladstone, Bernardsville and Bernards have negotiated a Shared Services Agreement, which is attached hereto and made a part hereof; and

WHEREAS, the Shared Services Agreement has been reviewed by the Township Attorney, along with representatives of the Township; and

WHEREAS, the Township Committee of the Township of Bernards finds it to be in the best interest of the Township and its residents to enter into this Shared Services Agreement with Peapack-Gladstone, Bernardsville, Bedminster, and Bernards for the establishment and operation of a shared municipal court.

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

1. There shall be established a shared municipal court servicing the Township of Bedminster, Borough of Peapack and Gladstone, Borough of Bernardsville and Township of Bernards subject to compliance with the terms and conditions of the approval of Honorable Yolanda Ciccone, A.J.S.C.
2. The Mayor and Township Clerk are hereby authorized and directed to execute the attached Shared Services Agreement with the Borough of Peapack and Gladstone, the Borough of Bernardsville, the Township of Bernards, and the Township of Bernards, which Agreement sets forth the terms and conditions for the

- operation of the shared municipal court, including the sharing of court facilities and court staff including the municipal judge, court administrators, other court employees, prosecutors, public defenders and security personnel.
3. The Township Clerk/Administrator, Township Attorney and other appropriate Township officials are further authorized to take any and all action required to comply with this Agreement.
 4. This Resolution shall take effect immediately upon adoption, and the adoption of the appropriate mechanism approving the Shared Services Agreement adopted by the Township.

Resolution #2020-0218 - Support of Bernards Township's Participation in the "Mayor's for Main Street" Alliance

Motion by Carpenter, second by Fields, that Resolution #2020-0218 be approved.

Roll Call

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

WHEREAS, the COVID-19 virus became a global pandemic, causing a public health emergency and both State and National States of Emergencies; and

WHEREAS, on March 21, 2020, New Jersey Governor Murphy issued Executive Order 107 ordering all New Jersey residents to remain at their place of residence unless obtaining essential goods or services and closed non-essential retail establishments; and

WHEREAS, local retail businesses are the cornerstone of many communities and local businesses and main street businesses have had to shutter their doors; and

WHEREAS, every day that local businesses remain closed brings them closer to financial insecurity; and

WHEREAS, the mayors of Bedminster, Bernardsville, Far Hills, Bernards and Bridgewater have teamed up to form "Mayors for Main Street", an alliance of municipalities to share best practices and work with, and advocate for, Main Street businesses to quickly and safely reopen in a timely, safe and responsible manner.

NOW, THEREFORE, BE IT RESOLVED that the Bernards Township Committee of the Township of Bernards, supports Mayor Baldassare of Bernards Township's participation in the "Mayors for Main Street" advocacy group to assist in coordinating advocacy to Federal, State and County officials on safe reopening practices with the goal of having an overall positive impact in our local communities and beyond.

Begin Consent Agenda

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 Esposito, second by Harris, that Resolution #2020-0216 be removed from the Consent Agenda and the remainder of the items be approved.

Roll Call

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

Resolution #2020-0210 - In Recognition and Observance of Memorial Day, May 25th, 2020

WHEREAS, Memorial Day, originally known as Decoration Day, is celebrated on the last Monday of May to honor the men and women who died while serving in the United States military; and

WHEREAS, many Americans observe Memorial Day by placing flags at cemeteries or memorials, holding family gatherings, or participating in parades; and

WHEREAS, the current National, State and Public Health Emergencies due to the COVID-19 virus outbreak prevents individuals from being able to participate in traditional ceremonies.

NOW, THEREFORE BE IT RESOLVED, that the Bernards Township Committee of the Township of Bernards, encourages all citizens to pause this Memorial Day, May 25, 2020 for a moment of remembrance; and

NOW, THEREFORE BE IT FURTHER RESOLVED, the Bernards Township Committee of the Township of Bernards recognizes and pays tribute to those who gave their lives in service to our Nation.

Resolution #2020-0211 - Approval of the Bill List Dated 05/12/2020

BE IT RESOLVED, that the bill list dated 05/26/2020 be audited, and if found correct, be paid.

See list attached.

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02:16 PM Check Register By Check Date

Range of Checking Accts: CASH - CHECKING to CASH - CHECKING Range of Check Dates: 05/26/20 to 05/26/20

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124092 05/26/20 A0381 BLACK LAGOON 377.88 1496
124093 05/26/20 A0453 AMAZON.COM 887.58 1496
124094 05/26/20 A0532 ADVANCED FURNACE & AIR DUCT 6,150.00 1496
124095 05/26/20 A0632 ALUR, SHEETAL 95.00 1496
124096 05/26/20 A0677 ALLEN, AMY 765.00 1496
124097 05/26/20 A0679 ADEJUYIGBE, ADEJUMOKE 335.00 1496
124098 05/26/20 A0680 AMICO, TIZIANA 165.00 1496
124099 05/26/20 A0683 AWADALLA, MOKHLES 1,240.00 1496
124100 05/26/20 A0684 ANTONIO, PINKI 675.00 1496
124101 05/26/20 B0017 BRIDGEWATER RESOURCES, INC. 3,408.75 1496
124102 05/26/20 B0026 BERNARDS TOWNSHIP CURRENT 15,942.36 1496
124103 05/26/20 B0029 BERNARDS TWP BD OF EDUCATION 7,686,769.83 1496
124104 05/26/20 B0034 BERNARDS TOWNSHIP PAYROLL ACCT 1,072,613.20 1496
124105 05/26/20 B0038 BERNARDS TOWNSHIP (COURT) 104.06 1496
124106 05/26/20 B0098 BERNARDS TOWNSHIP (RECREATION) 2,954.13 1496
124107 05/26/20 B0241 BANISCH ASSOCIATES, INC. 90.60 1496
124108 05/26/20 B0518 BERNARDSVILLE HARDWARE 18.47 1496
124109 05/26/20 B0581 BUY WISE AUTO PARTS 503.76 1496
124110 05/26/20 B0654 BRIDGEWATER CHEVROLET 42.33 1496
124111 05/26/20 B0690 BIBLIOTHECA LLC 12,753.33 1496
124112 05/26/20 B0721 BOLLAPALLI, SHANTHI 190.00 1496
124113 05/26/20 B0748 BOLLARO, REBECCA 40.00 1496
124114 05/26/20 B0763 BROSANAN-JACOBS, PATRICIA 270.00 1496
124115 05/26/20 B0775 BLUE SKY KIDS 100.00 1496

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TOWNSHIP COMMITTEE MINUTES

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 124119 05/26/20 C0024 GANNETT NEW JERSEY NEWSPAPERS 59.34 1496
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 124147 05/26/20 D0268 DISPLAY SALES 974.00 1496
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 124149 05/26/20 D0309 DAILY RECORD - SUBSCRIPTIONS 337.53 1496
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 124151 05/26/20 D0679 DONZEISER, BARBARA 70.00 1496
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 124153 05/26/20 D0774 DUDDING, NANCY 70.00 1496
 124154 05/26/20 D0783 DFFLM, LLC 621.38 1496
 124155 05/26/20 D0801 DAWRA, VIKAS 350.00 1496
 124156 05/26/20 D0802 DEWAN, ANJALI 175.00 1496
 124157 05/26/20 D0803 DIANA, JENNIFER 95.00 1496
 124158 05/26/20 E0224 EXCELLENT BUILDING SERVICES 15,334.00 1496
 124159 05/26/20 E0231 EKA ASSOCIATES, P.A. 742.50 1496
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 124161 05/26/20 E0305 EMERGENCY MEDICAL PRODUCTS INC 7,988.32 1496
 124162 05/26/20 E0306 ECHEVARRIA, NATALIE 485.00 1496
 124163 05/26/20 F0001 FEDEX 52.51 1496
 124164 05/26/20 F0143 FORD, GERRY 495.00 1496
 124165 05/26/20 F0148 FAIRFIELD MAINTENANCE INC 716.00 1496
 124166 05/26/20 F0273 FLOWERS ON THE RIDGE 59.50 1496
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 124201 05/26/20 H0368 HEINEMANN, ERIC 20.00 1496
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 124203 05/26/20 H0438 HEIDEMANN, TEDDY 95.00 1496
 124204 05/26/20 H0439 HARIVALLABDHAS, MITA 95.00 1496
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 124212 05/26/20 K0183 KRELL, PETER 110.00 1496
 124213 05/26/20 K0259 KONICA MINOLTA PREMIER FINANCE 122.00 1496
 124214 05/26/20 K0274 KELLER & KIRKPATRICK, INC 570.00 1496
 124215 05/26/20 K0317 KHANVILKAR, UTPAL 175.00 1496
 124216 05/26/20 K0331 KONICA PREMIER FINANCE 247.80 1496
 124217 05/26/20 K0334 KONICA MINOLTA BUSINESS 14.42 1496
 124218 05/26/20 K0341 KONICA MINOLTA PREMIER FINANCE 244.16 1496
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 124240 05/26/20 M0864 MCCAULEY, DAN 110.00 1496
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 124243 05/26/20 M0916 MYERSON, CYNTHIA 420.00 1496
 124244 05/26/20 M0917 MALIK, JESMEET 95.00 1496
 124245 05/26/20 M0918 MARCHELLI, FEDERICO 40.00 1496
 124246 05/26/20 M0919 MENDEZ, BAYRON 675.00 1496
 124247 05/26/20 M0920 MANI, KRIS 140.00 1496
 124248 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 159.68 1496
 124249 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 129.07 1496
 124250 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 19.21 1496
 124251 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 179.64 1496
 124252 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 153.67 1496

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124253 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 166.89 1496
 124254 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 19.21 1496
 124255 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 411.53 1496
 124256 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 25.82 1496
 124257 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 153.67 1496
 124258 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 19.21 1496
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 124265 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 38,364.00 1496
 124266 05/26/20 N0006 NEW JERSEY AMERICAN WATER CO. 319.36 1496
 124267 05/26/20 N0016 NJSOPHE MEMBERSHIP 130.00 1496
 124268 05/26/20 N0017 NJ STATE LEAGUE OF MUNICIPAL. 115.00 1496
 124269 05/26/20 N0030 NJ STATE ASSN.-CHIEFS/POLICE 1,667.00 1496
 124270 05/26/20 N0032 NJ STATE DEPT HEALTH/SR SVCS 91.80 1496
 124271 05/26/20 N0053 NJ UNEMPLOYMENT COMP. FUND 16,727.06 1496
 May 26, 2020 TOWNSHIP OF BERNARDS Page No: 5
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 124275 05/26/20 N0491 NITKOWSKI, ART 175.00 1496
 124276 05/26/20 N0492 NANKAR, SWARAJ 95.00 1496
 124277 05/26/20 N0493 NARLESKI, BILL 20.00 1496
 124278 05/26/20 N0495 NOWAK, MARGARET 675.00 1496
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 124280 05/26/20 O0103 O'SULLIVAN, BARRY 110.00 1496
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 124282 05/26/20 O0123 ORANCHAK, JOSEPH 141.00 1496
 124283 05/26/20 P0005 PITNEY BOWES, INC. 795.06 1496
 124284 05/26/20 P0014 PUBLIC SERVICE ELEC. & GAS CO 2,243.91 1496
 124285 05/26/20 P0214 PAVLOSKY, JOSEPH 110.00 1496
 124286 05/26/20 P0534 PLUG 'N PAY TECHNOLOGIES, INC. 20.00 1496
 124287 05/26/20 P0538 PROVIDENT LIFE & ACCIDENT 208.48 1496
 124288 05/26/20 P0602 PRAXAIR DISTRIBUTION, INC 31.75 1496
 124289 05/26/20 P0667 PATEL, VINAY 175.00 1496
 124290 05/26/20 P0668 PERLA, MARK 20.00 1496
 124291 05/26/20 P0669 PENZCAK, JOE 90.00 1496
 124292 05/26/20 Q0002 CINTAS CORP. - #062 351.08 1496
 124293 05/26/20 R0005 RECORDER PUBLISHING CO., INC 233.02 1496
 124294 05/26/20 R0010 REIDER ASSOCIATES, INC. 3,718.90 1496
 124295 05/26/20 R0023 RICHIES TIRE SERVICE, INC. 363.00 1496
 124296 05/26/20 R0478 RODRIGUEZ, EILEEN 180.00 1496
 124297 05/26/20 R0758 RAPTURE TACTICAL 1,020.12 1496
 124298 05/26/20 R0766 RIVERWALK PHARMACY 100.00 1496
 124299 05/26/20 R0768 RAJAN, CAITLIN 890.00 1496
 124300 05/26/20 R0769 ROSEN, MICHELLE 195.00 1496
 124301 05/26/20 R0770 ROSENBLATT, MARC 175.00 1496
 124302 05/26/20 S0101 STICKEL,KOENIG,SULLIVAN&DRILL 2,886.00 1496
 124303 05/26/20 S0153 ST. MARK'S EPISCOPAL CHURCH 115.00 1496
 124304 05/26/20 S0210 SORCE, ROBERT 110.00 1496
 124305 05/26/20 S0227 SHEARON ENVIRONMENTAL DESIGN 24,266.67 1496
 124306 05/26/20 S0275 SCOTT, MICHAEL I 967.50 1496
 124307 05/26/20 S0443 STAPLES ADVANTAGE 36.38 1496
 124308 05/26/20 S0457 STRAIGHT EDGE STRIPING 3,350.00 1496
 124309 05/26/20 S0628 STATE OF NEW JERSEY-HB 195,307.44 1496
 124310 05/26/20 S0697 RE:SOURCE NEW JERSEY, INC. 1,525.00 1496
 124311 05/26/20 S0754 SWAN, KENNETH 20.00 1496
 124312 05/26/20 S0875 SUNLIGHT GENERAL CAPITAL 236.23 1496
 124313 05/26/20 S0877 SERLUCCO, MARIA 110.00 1496
 124314 05/26/20 S0896 SAFARILAND 125.14 1496
 124315 05/26/20 S0965 SITEONE LANDSCAPE SUPPLY, LLC 199.58 1496
 124316 05/26/20 S1004 SAMADANI, AZADEH 405.00 1496
 124317 05/26/20 S1007 SPRUCE INDUSTRIES 3,234.00 1496
 124318 05/26/20 S1037 SHAH, RONAK 95.00 1496
 124319 05/26/20 S1074 SAYLAN, KURT 480.00 1496
 124320 05/26/20 S1075 SORENSON, SARA 95.00 1496
 124321 05/26/20 S1076 SHEKHAWAT, JITENDRA 95.00 1496

124322 05/26/20 S1077 SATZ, SHERRI 285.00 1496
 124323 05/26/20 S1079 SCHLENKER, YAN 675.00 1496
 May 26, 2020 TOWNSHIP OF BERNARDS Page No: 6
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 124327 05/26/20 S1083 SHANAHAN, CHERYL 675.00 1496
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 124330 05/26/20 T0109 TREASURER, STATE OF NEW JERSEY 182.00 1496
 124331 05/26/20 T0192 TURN OUT UNIFORMS INC 1,020.88 1496
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 124334 05/26/20 T0372 TLO, LLC 640.70 1496
 124335 05/26/20 T0433 MCCARTHY, JAMES 20.00 1496
 124336 05/26/20 T0468 TEAM LIFE, INC 4,485.00 1496
 124337 05/26/20 T0477 TIEDEMANN, PETER 350.00 1496
 124338 05/26/20 T0478 TALATI, RUMIKA 95.00 1496
 124339 05/26/20 T0479 TYAGI, SANDEEP 95.00 1496
 124340 05/26/20 U0001 UNITEMP INC. 448.00 1496
 124341 05/26/20 V0020 VILLAGE OFFICE SUPPLY 3,436.90 1496
 124342 05/26/20 V0056 VERIZON WIRELESS 2,095.56 1496
 124343 05/26/20 V0058 VERIZON 2,827.11 1496
 124344 05/26/20 V0084 VERIZON 1,313.03 1496
 124345 05/26/20 V0124 VERIZON BUSINESS FIOS 364.99 1496
 124346 05/26/20 V0140 VANTAGEPOINT TRANSFER AGENTS 10,775.78 1496
 124347 05/26/20 V0176 VAN CLEEF, JONATHAN 110.00 1496
 124348 05/26/20 V0177 VERIZON 489.75 1496
 124349 05/26/20 V0185 VERIZON CONNECT 542.85 1496
 124350 05/26/20 V0186 FISHER AND SON COMPANY, INC 5,042.40 1496
 124351 05/26/20 V0202 VESUVIO, JASLYNN 95.00 1496
 124352 05/26/20 W0016 WARRENVILLE TRUE VALUE 8,630.10 1496
 124353 05/26/20 W0056 WELDON CONCRETE CO. 2,572.68 1496
 124354 05/26/20 W0074 WELSH'S MOTOR SALES, INC. 1,412.20 1496
 124355 05/26/20 W0259 VENTURA, MIESOWITZ, KEOUGH & 3,737.00 1496
 124356 05/26/20 W0287 WOYCE, KEVIN 100.00 1496
 124357 05/26/20 W0376 WONG, JENNIFER 405.00 1496
 124358 05/26/20 W0377 WARRIER, SACHIN 20.00 1496
 124359 05/26/20 W0379 WEST, CHRIS 192.00 1496
 124360 05/26/20 X0005 XTEL COMMUNICATION 905.39 1496
 124361 05/26/20 X0005 XTEL COMMUNICATION 1,644.74 1496
 124362 05/26/20 X0009 XIE, RICKY 970.00 1496
 124363 05/26/20 Y0212 YU, CHUN-HUNG 175.00 1496
 124364 05/26/20 Y0218 YUAN, HENGYU 175.00 1496
 124365 05/26/20 Z0043 ZIEGLER, CRAIG 110.00 1496
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 Direct Deposit: 21 0 22,234.25 0.00
 Total: 300 0 9,347,818.38 0.00

[Resolution #2020-0212](#) - Awarding a Professional Services Contract for Professional Planning Services to David Banisch, PP, NJ Lic # 33L100556500 and Francis J. Banisch III, PP/AICP, NJ Lic # 33L100168600 of the firm Banisch Associates In the Not to Exceed Amount of \$10,000.00

WHEREAS, the Township of Bernards requires services for Professional Planning; and

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

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

WHEREAS, the Chief Financial Officer has certified funds are available in the 2020 Budget line item appropriation account # 09-01-20-110-204.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that a professional service contract be awarded to David Banisch, PP, NJ Lic # 33L100556500 and Francis J. Banisch III, PP/AICP, NJ Lic # 33L100168600 Francis J. Banisch III, PP/AICP, NJ Lic # 33L100168600 of the firm Banisch Associates, 111 Main St, Flemington, NJ 08822.

1. The contract will encompass services as outlined in the submitted proposal dated April 29, 2020.
2. The contract term is from May 12, 2020 through May 11, 2021 for David Banisch, PP, NJ LIC # 33L100556500 at an hourly rate of \$ 151.00 and Francis J. Banisch III, PP/AICP, NJ Lic # 33L100168600 at an hourly rate of \$ 162.00 as noted in the attached proposal for a not to exceed amount of \$ 10,000.00.
3. Billings must be rendered by the contractor within 30 days of service delivery.
4. **Any modification to this contract shall be in writing and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.**
5. **No payments in excess of the "not to exceed" contract amounts will be approved, unless such services/expenditures are negotiated and agreed upon in advance of service delivery.**
6. As required by law, the parties to this contract agree to incorporate into this contract the mandatory affirmative action language promulgated by the Treasurer pursuant to P.L. 1975, c.127, which is attached to this resolution as Exhibit A.
7. This contract shall, for all purposes, be deemed a NJ Contract and any provisions of this contract shall be governed and interpreted with the Laws of the State of New Jersey.
8. The contractor shall report directly to Pat Monaco, Township Administrator who will be the chief contact for the Township of Bernards.

NOW THEREFORE BE IT FINALLY RESOLVED, that 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.

Francis J. Banisch III, PP/AICP, NJ Lic # 33L100168600 of the firm Banisch Associates

CFO CERTIFICATION	
I, Sean McCarthy, Chief Financial Officer of Bernards Township, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$ 10,000.00. Monies are available in line account #0-01-20-110-204.	
Date: 5/6/2020	
Sean Mc Carthy Chief Financial Officer	

[Resolution #2020-0213](#) - Award of Change Order #1 for Department of Public Works Road Repairs to Landtek Construction DBA United Terrain, 386 Highway 79, Morganville NJ 07751 Increase of \$ 1,885.00 (+ 1.24 %)

WHEREAS, the Department of Public Works requests the following change order be authorized by the Township Committee:

Vendor	CO	Original Award	Amount of Increase	New Total
	Number 1	\$151,900.00 (RA190441)	\$1,885.00 & 1.24% Increase	\$ 153,785.00
TOTAL CO	CO #1		\$1,885.00 & 1.24 % Increase	\$153,785.00

WHEREAS, it is the recommendation of the Director of Public Works and Purchasing Agent to award this change order to Landtek Construction DBA United Terrain, 386 Highway 79, Morganville NJ 07751; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget or the line item appropriation Capital Ordinance #2417, line account #C-04-55-417-C02.

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 change

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order to Landtek Construction DBA United Terrain, 386 Highway 79, Morganville NJ 07751 in the amount of \$1,885.00 for a new total award of \$153,785.00.

CFO CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the in the budget or the line item appropriation Capital Ordinance # 2417 in the not to exceed amount of \$ 1,885.00. Monies are available in account # C-04-55-417-C02.

Date: 5/6/2020

Sean McCarthy, Chief Financial Officer

[Resolution #2020-0214](#) - Award of Purchase Orders for Identified Vendors, Fischer & Son Company, Inc.

WHEREAS, the Township Committee of Bernards has adopted Ordinance #1854 “Known as Pay to Play” and P. L. 2004, Chapter 19; and

WHEREAS, pursuant to the ordinance window contracts determined to exceed \$17,500.00 and within the bid threshold of \$40,000.00 requires governing body approval; and

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

Vendor	Not to Exceed
Fischer & Son Company, Inc.	\$ 40,000

WHEREAS, in anticipation of the listed expenditure, a Business Entity Disclosure Certification has been secured in compliance with N.J.S.A.19:44A 20-4 et seq., and that the principals of the said companies, have not made any reportable contributions to a political or candidate committee in the Township of Bernards in the previous one year, and that the contract will prohibit the principals of said companies from making ANY contributions through the term of the contract pursuant to Bernards Township Ordinance #1854 adopted on February 28, 2006, that would prohibit any business entity or professional that procures goods, services or contracts from the Township without the formal bid process from making “any” contribution whatsoever in the prior calendar year.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue purchase orders to the vendors listed above to maintain continuity and facilitate the ordering process through December 31, 2020.

[Resolution #2020-0215](#) - Award of Change Order #1 for Department of Public Works Road Repairs (Alt # 2) to Renda Roads Inc. Increase of \$ 53,562.51 (+ 15.30 %)

WHEREAS, the Department of Public Works requests the following change order be authorized by the Township Committee:

Vendor	CO	Original Award	Amount of Increase	New Total
	Number 1	\$350,000.00 (RA2018-0366)	\$53,562.51(15.30%)	\$ 403,562.51
TOTAL CO	CO #1		53,562.51 (15.30%)	\$403,562.51

WHEREAS, it is the recommendation of the Director of Public Works and Purchasing Agent to award this change order to Renda Roads Inc., P.O. Box 89, Whitehouse, NJ 08888; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget or the line item appropriation Capital Ordinance #2417, line account #C-04-55-417-C01.

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 change order to Renda Roads Inc., P.O. Box 89, Whitehouse, NJ 08888 in the amount of \$53,562.51 for a new total award of \$403,562.51.

[Resolution #2020-0217](#) - Establishing a Partnership Agreement with the New Jersey Golf Foundation for the Operation of the Golf Driving Range

WHEREAS, the Township Committee of the Township of Bernards recently approved an amendment to Contract V10N3-S-04 with the Veterans Administration to include the driving range facility adjacent to the Coakley-Russo Memorial Golf Course; and

WHEREAS, the Department of Parks and Recreation and the Golf Advisory Committee recognize that the re-opening of the golf driving range is an important step towards increasing membership of the Coakley-Russo Memorial Golf Course in order to remain financially self-sustaining; and

WHEREAS, the New Jersey Golf Foundation is the charitable arm of the New Jersey Section, PGA of America which is committed to positively impacting lives and communities through the game of golf with a focus on youth, military and special needs and have expressed interest in managing the day to day operation of the golf driving range at their own expense; and

WHEREAS, the desire is to establish a partnership with the New Jersey Golf Foundation to operate the golf driving range on the Township's behalf, with no financial liability on the part of the Township; and

WHEREAS, the term of this initial partnership would be for the duration of the existing agreement with the Veterans Administration for the operation of the golf course and shall expire on March 29, 2021.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards that we do hereby establish the following partnership agreement with the New Jersey Golf Foundation for the operation of the golf driving range:

1. The New Jersey Golf Foundation is to provide Commercial or Comprehensive General Liability insurance naming the Township as an additional insured with limits of not less than the following:
 - a. Combined Single Limits of Bodily Injury and Property Damage for
 - i. \$1,000,000.00 each occurrence (Bodily Injury & Property Damage)
 - ii. Umbrella Liability Insurance for a limit of liability of not less than \$2,000,000.00 each occurrence.
2. The New Jersey Golf Foundation is to sign a Hold Harmless waiver which shall indemnify and hold the Township harmless against any and all claims that should arise out of their operation of the golf driving range.
3. All expenses associated with the operation of the golf driving range is the sole responsibility of the New Jersey Golf Foundation. In turn, the New Jersey Golf Foundation is the sole recipient of all revenues associated with the operation of the golf driving range.
4. The New Jersey Golf Foundation shall be responsible for the payment of the annual usage fee direct to the Veterans Administration of 25% of the net revenues of the golf driving range or \$1,000.00, whichever is greater.
5. The term of this partnership agreement shall commence on May 27, 2020 and expire on March 21, 2021. At the conclusion of the 2020 operating season, both parties may review the current terms of the agreement and discuss options for renewal.

NOW, THEREFORE BE IT FURTHER RESOLVED by the Township Committee of the Township of Bernards that the Mayor be authorized to sign this agreement.

End Consent Agenda

[Resolution #2020-0216](#) - Commendation on the Occasion of Your Retirement Gina Loschiavo - Police Department

Motion by Esposito, second by Fields, and unanimously agreed that Resolution #2020-0216 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 a police officer for 25 years, over 22 of which have been with the Township of Bernards; and

WHEREAS, you began your law enforcement career as a police officer with the Branchburg Township Police Department in 1995 before transferring to Bernards Township in 1998; and

WHEREAS, you have proudly served the police department exemplary in a number of capacities to include Patrol Officer, DARE officer, Community Policing Officer and most recently as the School Resource Officer at William Annin Middle School; and

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

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

WHEREAS, on your over 22 years of service to Bernards Township, 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 your retirement.

Approval of Minutes – 04/28/2020 Open Session

Motion by Esposito, second by Harris, and unanimously agreed that the 04/28/2020 - [Open Session minutes](#) be approved for content and release.

PUBLIC COMMENT

The mayor opened public comment.

Rita Zarabara, 155 Thackeray Drive – asked if the township had insurance coverage for the network disruption and asked about budgeted items from the Communications Task Force’s recommendations.

Laurie Albee, 96 Alder Lane – commented about fundraising activities.

Todd Edelstein, 172 Riverside Drive – Commented about the network disruption, access to the parks parking lots being blocked, re-opening businesses, and Veterans Banners at municipal building.

The mayor closed public comment.

ADJOURNMENT

Motion by Harris, second by Esposito, and unanimously agreed that the meeting be adjourned at 9:38 PM

Respectfully submitted,

Rhonda Pisano
Municipal Clerk

James Baldassare, Jr.
Mayor

Approved: 06/09/2020