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## BERNARDS TOWNSHIP - TOWNSHIP COMMITTEE MINUTES

September 28, 2021 – COMBINED AGENDA/REGULAR MEETING

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## CALL TO ORDER

The mayor called the meeting to order at 8:01 PM in the Municipal Building, 1 Collyer Lane, Basking Ridge, NJ. Those assembled saluted the flag and the mayor read the open public meetings statement in accordance with the law.

## ROLL CALL

Present: Baldassare, Jr., Bannan, Grochala, McNally, Fields

Absent:

Also Present: Administrator Monaco, Attorney Reilly, Engineer Timko, and Deputy Municipal Clerk Andres

## EXECUTIVE SESSION (if required)

None.

## PUBLIC WORK SESSION (if required)

None.

## PRESENTATION

[Resolution #2021-0337](#) - *Recognizing Samir Banerjee on His First-Place Win at the Wimbledon 2021 Boys' Singles on July 11, 2021*

The mayor and township committee recognized and congratulated Samir for his accomplishments as did Governor Murphy via letter, Congressman Malinowski via a proclamation, Assemblyperson Munoz and NJ Senator Kean, both who were in attendance, and present a proclamation.

Motion by Grochala, second by Bannan, and unanimously agreed that Resolution #2021-0337 be approved.

**WHEREAS**, the Township Committee is very pleased to recognize the outstanding personal effort and dedication of Samir Banerjee in winning the Wimbledon 2021 Boys' Singles on July 11, 2021; and

**WHEREAS**, Samir Banerjee, a Ridge High School student started playing tennis at the young age of six; and

**WHEREAS**, Samir is ranked 2<sup>nd</sup> in the Junior International Tennis Federation; and

**WHEREAS**, Samir playing only his second junior Grand Slam, won 7-5, 6-3 in the final that lasted one hour and twenty-two minutes over fellow American Victor Lilov; and

**WHEREAS**, Samir competed against three other talented competitors from across the world at the Wimbledon 2021 Boys' Singles, winning 17 of his 19 approach shots in the championship final.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Bernards, that we do hereby recognize and congratulate Samir Banerjee on his impressive accomplishment, perseverance, and sportsmanship.

Signed and sealed on behalf of the Township Committee on this 28th Day of September, Two Thousand and Twenty-One.

[Resolution #2021-0338](#) - *Italian Heritage Month Celebration - October 2021*

The mayor recognized UNICO members who were in attendance and accepted the below resolution.

Motion by Baldassare, second by Bannan, and unanimously agreed that Resolution #2021-0338 be approved.

**WHEREAS**, like so many cultures of this Township, Americans of Italian ancestry bring values and traditions that enrich our Township; and

**WHEREAS**, Italians began migrating to the United States in 1880, and today there more than twenty-six million Americans of Italian descent in the country; and

**WHEREAS**, over two million Americans of Italian descent reside in New Jersey; and

**WHEREAS**, October has been designated Italian American Heritage month to celebrate the cultural heritage, achievements, and contributions Italian Americans have made across the country.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the Township Committee of the Township of Bernards does hereby recognize October as Italian Heritage Month.

## REPORTS

None.

## CORRESPONDENCE

The Township Committee received correspondence dated 09/27/2021 from the Bill Youngblood, Co-Chair of the 2021 Tree Lighting Committee, Basking Ridge Business Alliance. They request the township partner with them for the annual tree lighting, scheduled for December 4, 2021.

All township committee members agreed that the township partner with, and provide support for, the annual tree lighting.

## PUBLIC COMMENT

The mayor opened public comment.

The following individuals commented in support of having “open play” at the pickle ball courts:

Nancy Cook, 44 Bullion Rd.  
Danielle Harcourt, 11 Battle Hill Rd.  
Maria Serluco, 34 Emily Rd.  
Joy Hultman, 16 Sullivan Dr.  
Stella Lavy, 10 Belle Grove Ct.  
Elaine Di Dario, 9 Alder Lane  
Tom Di Dario, 7 Adler Lane

Nancy D’Andrea, 3 Vanderveer Dr. – commented on pickle ball and the previous and upcoming meetings of the Parks and Recreation Committee.

The mayor, with the support of the other township committee members, directed this topic be referred back to the Parks and Recreation Advisory Committee. Attorney Reilly clarified that an additional meeting of the Parks and Recreation Committee could be held with 24 hours’ notice and Administrator Monaco stated that he will relay this directive for prompt action.

The mayor closed public comment.

## TOWNSHIP COMMITTEE BOARD / LIAISON REPORTS AND STAFF COMMENTS

Staff provided comments and Committee members reported on their appointed boards and activities.

## FIRE & RESCUE APPOINTMENT

[Resolution #2021-0339](#) - *Appointment to Membership in Township of Bernards Volunteer Basking Ridge Fire Company #1 Curren Tarsem Basra, Full Member*

Motion by Baldassare, second by Bannan, that Resolution #2021-0339 be approved.

Roll Call:

Aye: Baldassare, Bannan, Grochala, McNally, Fields

Nay:

Abstain:

Motion carried.

**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 Curren Tarsem Basra, residing at 77 Woodstone Road, Basking Ridge, NJ, 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 #2477](#) - *Accepting a Stream Buffer Conservation Easement on Property Located at 24 North Maple Avenue; Block 1608, Lot 22, from Susan M. Philipsheck to the Township of Bernards – [Map](#) – Public Hearing*

The deputy 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 Bannan, that Ordinance #2477 be adopted and advertised as required by law.

Roll Call:

Aye: Baldassare, Bannan, Grochala, McNally, Fields

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 Susan M. Philipsheck, with a mailing address at 24 North Maple Avenue, Basking Ridge, NJ, 07920, a Stream Buffer Conservation Easement on Block 1608, Lot 22, 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 #2478](#) - *Accepting a Stream Buffer Conservation Easement on Property Located at 263 Childs Road; Block 502, Lot 3, from Thompson and Susan Swayne to the Township of Bernards – [Map](#) – Public Hearing*

The deputy 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 McNally, that Ordinance #2478 be adopted and advertised as required by law.

Roll Call:

Aye: Baldassare, Bannan, Grochala, McNally, Fields

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 Thompson and Susan Swayne, having a mailing address at 263 Childs Road, Basking Ridge, NJ, 07920, a Stream Buffer Conservation Easement on Block 502, Lot 3, 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.

## 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, are posted on the 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 Bannan, second by McNally, that the Consent Agenda be approved.

Roll Call:

Aye: Baldassare, Bannan, Grochala, McNally, Fields

Nay:  
Abstain:  
Motion carried.

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

**Resolution #2021-0336 - Approval of the Bill List Dated 09/28/2021**

**BE IT RESOLVED**, that the bill list dated 09/28/2021 be audited, and if found correct, be paid.

=====					
Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
-----					
130037	09/28/21	90333 KING, TIMOTHY D	139.97	1604 Direct Deposit	
130038	09/28/21	90569 TALBERT, RACHEL	254.40	1604 Direct Deposit	
130039	09/28/21	90677 BEGRAFT, GERALYN	59.98	1604 Direct Deposit	
130040	09/28/21	A0453 AMAZON.COM	2,696.66	1604 Direct Deposit	
130041	09/28/21	A0660 AA BERMS LLC	36,045.38	1604 Direct Deposit	
130042	09/28/21	C0083 CDW GOVERNMENT, INC.	341.34	1604 Direct Deposit	
130043	09/28/21	D0020 DELTA DENTAL OF NJ	12,363.86	1604 Direct Deposit	
130044	09/28/21	D0339 DEER CARCASS REMOVAL SVC, LLC	250.00	1604 Direct Deposit	
130045	09/28/21	D0692 DRILLS, SKILLS & THRILLS	12,875.00	1604 Direct Deposit	
130046	09/28/21	E0224 EXCELLENT BUILDING SERVICES	2,745.00	1604 Direct Deposit	
130047	09/28/21	F0003 FOLEY, INCORPORATED	1,392.92	1604 Direct Deposit	
130048	09/28/21	F0299 FASTENAL CO.	29.35	1604 Direct Deposit	
130049	09/28/21	H0029 HUMPHREYS PEST CONTROL, INC.	125.00	1604 Direct Deposit	
130050	09/28/21	H0312 HEFFERNAN, ROBERT F	2,916.66	1604 Direct Deposit	
130051	09/28/21	M0830 MOTT MACDONALD LLC	260.75	1604 Direct Deposit	
130052	09/28/21	O0021 OFFICE DEPOT	45.96	1604 Direct Deposit	
130053	09/28/21	P0706 PARTS AUTHORITY LLC	241.52	1604 Direct Deposit	
130054	09/28/21	R0393 RESEARCH&DESIGN LANDSCAPE LLC	12,750.00	1604 Direct Deposit	
130055	09/28/21	S0016 STORR TRACTOR COMPANY	58.53	1604 Direct Deposit	
130056	09/28/21	S0443 STAPLES ADVANTAGE	1,146.13	1604 Direct Deposit	
130057	09/28/21	T0066 CENGAGE LEARNING CREDIT SVCS	21.75	1604 Direct Deposit	
130058	09/28/21	T0378 THE GUARDIAN LIFE INS CO OF AM	93.61	1604 Direct Deposit	
130059	09/28/21	U0001 UNITEMP INC.	808.00	1604 Direct Deposit	
130060	09/28/21	W0241 W.B. MASON CO INC.	518.64	1604 Direct Deposit	
130061	09/28/21	W0339 W.B. MASON	8.97	1604 Direct Deposit	
130085	09/28/21	A0126 AFLAC NEW YORK	137.94	1605	
130086	09/28/21	A0168 ALLIED OIL COMPANY, LLC	10,288.20	1605	
130087	09/28/21	A0256 AMHERST MEWS HOMEOWNERS ASSOC	3,301.19	1605	
130088	09/28/21	A0338 AFLAC	516.61	1605	
130089	09/28/21	A0512 AIR CONSULTING SERVICES LLC	1,110.00	1605	
130090	09/28/21	B0001 BAKER & TAYLOR, INC.	1,735.55	1605	
130091	09/28/21	B0026 BERNARDS TOWNSHIP CURRENT	14,679.32	1605	
130092	09/28/21	B0029 BERNARDS TWP BD OF EDUCATION	7,980,080.00	1605	
130093	09/28/21	B0034 BERNARDS TOWNSHIP PAYROLL ACCT	607,631.12	1605	
130095	09/28/21	B0098 BERNARDS TOWNSHIP (RECREATION)	991.71	1605	
130096	09/28/21	B0518 BERNARDSVILLE HARDWARE	11.99	1605	
130097	09/28/21	B0690 BIBLIOTHECA LLC	2,414.17	1605	
130098	09/28/21	B0838 BADRAWI, SAYED	155.00	1605	
130099	09/28/21	B0846 BURKE, CAMILLE	25.00	1605	
130100	09/28/21	C0522 CHATHAM LAWNMOWER SALES & SVC	25.00	1605	
130101	09/28/21	C0918 CENTRAL JERSEY SEC CAMERAS LLC	200.00	1605	
130102	09/28/21	C0919 CENTRAL JERSEY TRAILER & HITCH	29.30	1605	
130103	09/28/21	C0929 COPPERHEAD P & H LLC	5,600.00	1605	
130104	09/28/21	D0270 DIRECT INSPECT, LLC	647.50	1605	
130105	09/28/21	D0740 DOVER BRAKE & CLUTCH	692.31	1605	
130106	09/28/21	D0783 DFFLM, LLC	534.88	1605	
130107	09/28/21	D0852 DH OF BASKING RIDGE	10,920.00	1605	
130108	09/28/21	E0231 EKA ASSOCIATES, P.A.	607.50	1605	
130109	09/28/21	E0297 EMR POWER SYSTEMS LLC	420.00	1605	
130110	09/28/21	E0302 ECOLOGICAL SOLUTIONS/MINE BRK	64,516.14	1605	
130111	09/28/21	F0047 FULLERTON FORD	2,621.90	1605	
130112	09/28/21	F0124 FELLOWSHIP DEACONRY	200.00	1605	
130113	09/28/21	F0148 FAIRFIELD MAINTENANCE INC	373.00	1605	
130114	09/28/21	F0158 FLEMINGTON DEPARTMENT STORE	131.90	1605	
130115	09/28/21	F0205 4 IMPRINT	539.61	1605	
130116	09/28/21	F0273 FLOWERS ON THE RIDGE	85.00	1605	
130117	09/28/21	F0326 FX AUTOMOTIVE LLC	569.41	1605	
130118	09/28/21	G0066 GRAINGER INC	423.26	1605	
130119	09/28/21	G0098 JCP&L	9,776.94	1605	
130120	09/28/21	G0500 GREEN BROOK ELECTRONICS	85.80	1605	
130121	09/28/21	H0004 HEALTH DEPARTMENT PETTY CASH	9.97	1605	
130122	09/28/21	H0246 HOME DEPOT CREDIT SERVICES	2,363.87	1605	
130123	09/28/21	J0200 J ROUSEK TOY CO INC.	232.05	1605	
130124	09/28/21	K0259 KONICA MINOLTA PREMIER FINANCE	108.92	1605	
130125	09/28/21	K0331 KONICA MINOLTA PREMIER FINANCE	110.74	1605	
130126	09/28/21	K0331 KONICA MINOLTA PREMIER FINANCE	82.60	1605	
130127	09/28/21	K0331 KONICA MINOLTA PREMIER FINANCE	133.42	1605	
130128	09/28/21	K0331 KONICA MINOLTA PREMIER FINANCE	148.97	1605	
130129	09/28/21	K0336 KUHTA, JENNIFER OR ERIK	135.00	1605	
130130	09/28/21	K0409 KRAPP SCHOOL BUS NJN INC	750.00	1605	
130131	09/28/21	L0054 LORCO PETROLEUM SERVICES	434.00	1605	
130132	09/28/21	L0389 LEVIN, CAROL SIMON	125.00	1605	
130133	09/28/21	L0492 LEVY, AARON	110.00	1605	
130134	09/28/21	M0006 MGL PRINTING SOLUTIONS	264.00	1605	
130135	09/28/21	M0165 METRO HYDRAULIC JACK CO.	357.95	1605	
130136	09/28/21	M0493 MCELROY, DEUTSCH, MULVANEY &	4,089.36	1605	
130137	09/28/21	M0518 KONICA MINOLTA BUSINESS SOL.	31.85	1605	
130138	09/28/21	M0518 KONICA MINOLTA BUSINESS SOL.	17.46	1605	
130139	09/28/21	M0518 KONICA MINOLTA BUSINESS SOL.	93.06	1605	
130140	09/28/21	M0627 MODERN HANDLING EQUIPMENT CO	249.83	1605	
130141	09/28/21	M0874 MAGIC TOUCH CONSTRUCTION CO	500.00	1605	
130142	09/28/21	M0899 MR JOHN	65.00	1605	
130143	09/28/21	M1005 MAMPARA, LAVINIA	50.00	1605	
130144	09/28/21	N0006 NEW JERSEY AMERICAN WATER CO.	80.29	1605	
130145	09/28/21	N0006 NEW JERSEY AMERICAN WATER CO.	87.51	1605	

130146	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	181.43	1605
130147	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	142.36	1605
130148	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	17.80	1605
130149	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	580.99	1605
130150	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	17.80	1605
130151	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	142.36	1605
130152	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	105.53	1605
130153	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	177.02	1605
130154	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	24.78	1605
130155	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	44.23	1605
130156	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	2,142.84	1605
130157	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	273.95	1605
130158	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	2,709.59	1605
130159	09/28/21	N0006	NEW JERSEY AMERICAN WATER CO.	1,348.60	1605
130160	09/28/21	N0017	NJ STATE LEAGUE OF MUNICIPAL.	115.00	1605
130161	09/28/21	N0389	NJ MOTOR VEHICLE COMMISSION	60.00	1605
130162	09/28/21	N0440	NORRIS, DR. MICHAEL	175.00	1605
130163	09/28/21	N0451	NJ ADVANCE MEDIA	68.20	1605
130164	09/28/21	O0135	OUTHOUSE LLC	670.00	1605
130165	09/28/21	P0072	POSITIVE PROMOTIONS	394.71	1605
130166	09/28/21	P0415	PERTH AMBOY SPRING WORKS	200.00	1605
130167	09/28/21	P0534	PLUG 'N PAY TECHNOLOGIES, INC.	20.00	1605
130168	09/28/21	P0538	PROVIDENT LIFE & ACCIDENT	60.04	1605
130169	09/28/21	R0005	RECORDER PUBLISHING CO., INC	42.33	1605
130170	09/28/21	R0005	RECORDER PUBLISHING CO., INC	130.00	1605
130171	09/28/21	R0023	RICHIES TIRE SERVICE, INC.	48.45	1605
130172	09/28/21	R0050	ROTO-ROOTER	985.00	1605
130173	09/28/21	R0308	ROUTE 23 AUTO MALL	789.50	1605
130174	09/28/21	R0823	RIBEIRO, ERIKA	165.00	1605
130175	09/28/21	S0056	RWJHN - MOBILE HEALTH SERVICE	200.00	1605
130176	09/28/21	S0069	SAL'S AUTO BODY INC.	1,163.58	1605
130177	09/28/21	S0101	STICKEL, KOENIG, SULLIVAN & DRILL	902.50	1605
130178	09/28/21	S0150	SPRING RIDGE MASTER ASSOC.	19,883.60	1605
130179	09/28/21	S0378	STAVOLA ASPHALT	228.05	1605
130180	09/28/21	S0691	SUPERIOR DISTRIBUTORS	78.36	1605
130181	09/28/21	S0764	STERICYCLE	66.35	1605
130182	09/28/21	S0913	SHEDLOCK CAR CARE	250.00	1605
130183	09/28/21	T0024	TRIUS OF NJ INC	254.22	1605
130184	09/28/21	T0037	TJ'S SPORTWIDE TROPHY & AWARDS	132.50	1605
130185	09/28/21	T0142	TODD HARRIS CO., INC.	7,718.19	1605
130186	09/28/21	T0498	TRINI AUTO GROUP LLC	770.00	1605
130187	09/28/21	V0056	VERIZON WIRELESS	841.83	1605
130188	09/28/21	V0056	VERIZON WIRELESS	684.48	1605
130189	09/28/21	V0056	VERIZON WIRELESS	1,548.46	1605
130190	09/28/21	V0058	VERIZON	84.96	1605
130191	09/28/21	V0058	VERIZON	39.55	1605
130192	09/28/21	V0058	VERIZON	44.85	1605
130193	09/28/21	V0084	VERIZON	178.99	1605
130194	09/28/21	V0084	VERIZON	189.99	1605
130195	09/28/21	V0084	VERIZON	289.99	1605
130196	09/28/21	V0218	VERICOR LLC	600.32	1605
130197	09/28/21	V0221	VESTED LAND SERVICES LLC	5,100.87	1605
130198	09/28/21	W0030	WORLD BOOK, INC	787.50	1605
130199	09/28/21	W0259	VENTURA, MIESOWITZ, KEOUGH &	2,442.00	1605
130200	09/28/21	W0275	WINNING TEAMS BY NISSEL LLC	199.98	1605
130201	09/28/21	W0364	WILDCO PETROLEUM EQUIP SVCS	975.75	1605
130202	09/28/21	W0380	WATCHGUARD VIDEO, INC.	9,489.00	1605

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
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Checks:	117	24	8,799,686.48	249.00
Direct Deposit:	25	0	88,189.38	0.00
=====	=====	=====	=====	=====
Total:	142	24	8,887,875.86	249.00

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
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CURRENT FUND	0-01	23,184.79	0.00	0.00	23,184.79
CURRENT FUND	1-01	8,622,541.09	0.00	0.00	8,622,541.09
DOG FUND	1-12	276.08	0.00	0.00	276.08
GOLF COURSE UTILITY	1-26	7,541.17	0.00	0.00	7,541.17
Year Total:		8,630,358.34	0.00	0.00	8,630,358.34
CAPITAL FUND	C-04	36,113.58	0.00	0.00	36,113.58
PUBLIC GRANTS	G-02	13,341.20	0.00	0.00	13,341.20
TRUST FUNDS	T-13	115,914.73	0.00	0.00	115,914.73
PROJECT		68,963.22	0.00	0.00	68,963.22
Total Of All Funds:		8,887,875.86	0.00	0.00	8,887,875.86

**Resolution #2021-0340 - Personnel Appointment Barry Van Horn – Senior Staff Engineer Engineering Department**

**WHEREAS**, the full-time position of Senior Staff Engineer became available due to a promotion, and

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



**WHEREAS**, Barry Van Horn is well qualified to fill said position; and

**WHEREAS**, the Township Engineer, Township Administrator and Human Resources Manager recommend appointment of Barry Van Horn to the position of full time Senior Staff Engineer.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Barry Van Horn be appointed full time Senior Staff Engineer with an effective date of Friday, October 1, 2021, at an annual rate of \$72,500 for a 40-hour work week.

**Resolution #2021-0341- Personnel Appointment Patricia Segal – Assistant Animal Control Office Bernards Township Health Department**

**WHEREAS**, the Township is required by law to provide State Certified Animal Control coverage on a 24-hour basis; and

**WHEREAS**, the Health Officer, Township Administrator, Chief Financial Officer and Human Resources Manager have deemed it necessary to increase the number of on-call individuals that are available to meet this obligation; and

**WHEREAS**, Patricia Segal has applied for and is qualified to fill said position; and

**WHEREAS**, the Health Officer, Township Administrator, Chief Finance Officer and Human Resources Manager recommend appointment of Patricia Segal to the position of part-time, on-call Assistant Animal Control Officer;

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Patricia Segal be appointed part-time, on-call Assistant Animal Control Officer with a start date of October 4, 2021 at an hourly rate of \$13.26.

**Resolution #2021-0342- Award of Purchase Orders for Identified Vendor – CS Products, 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 \$44,000.00 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
CS Products, Inc	\$ 44,000.00

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

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue purchase orders to the vendors listed above to maintain continuity and facilitate the ordering process through December 31, 2021.

**Resolution #2021-0343 - Personnel Appointment Frank D’Amore Jr. – Fire Official – Engineering**

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

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

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



**WHEREAS**, the Township Engineer, Township Administrator, and Human Resources Manager recommend appointment of Frank D'Amore Jr. to full time Fire Official, serving in the statutory position of the Fire Office for a one-year term; and

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

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that Frank D'Amore Jr. be appointed full time Fire Official effective November 1, 2021 at an annual rate of \$82,500 for a 40-hour workweek. He will be appointed for a one-year term to expire October 31, 2022.

[Resolution #2021-0344](#) - *Authorizing Submission of a Grant Application to the Somerset County Board of Chosen Freeholders for a Grant Entitled Somerset County Municipal Youth Services Commission 2021 Abbreviated Annual Grant Application: \$5,000 for funding Ridge Education Action & Community Health (REACH) and Viking Yoga*

**WHEREAS**, the Youth Services Coordinator is recommending the Township Committee approve a grant application to the Somerset County Board of Chosen Freeholders for a Grant Entitled Somerset County Municipal Youth Services Commission 2021 Abbreviated Annual Grant Application which would provide \$5,000 for funding Ridge Education Action & Community Health (REACH) youth leadership group and Viking Yoga; and

**WHEREAS**, the Township has received notification of the availability of grant funds that have been awarded to Bernards Township since 2000 for the purpose of conducting the youth activities; and

**WHEREAS**, funds this year will be used to fund REACH in the context of training and providing support for a group of alcohol, tobacco, and other drug free peer leaders in the Bernards Township community and funds will also be used to fund "Viking Yoga", which is an 8-week yoga and mindfulness club dedicated to helping middle school students deal with everyday stressors. Both programs will be able to continue virtually.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that it does hereby authorize submission of a grant application to the Somerset County Board of Chosen Freeholds entitled Somerset County Municipal Youth Services Commission 2021 Abbreviated Annual Grant Application for: \$5,000 for the Municipal Youth Services Commission; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that Kaitlin Cartoccio of the Bernards Township Health Department serves as the project manager for this grant application which is due on October 6, 2021.

[Resolution #2021-0345](#) - *Authorizing Submission of a Grant Application to the Somerset County Board of Chosen Freeholders for a Grant Entitled Somerset County Municipal Youth Services Commission "2021 Competitive Grant Application" for \$3,500*

**WHEREAS**, the Youth Services Coordinator is recommending the Township Committee approve a grant application to the Somerset County Board of Chosen Freeholders for a Grant entitled Somerset County Municipal Youth Services Commission "2021 Competitive Grant Application" which would provide \$3,500 for funding a program entitled "Grab and Go Teen Outreach" at the Bernards Township Library; and

**WHEREAS**, the Township has received notification of the availability of grant funds that are available to Bernards Township with the purpose of conducting youth activities. Funds for this grant would be used to sponsor "Grab and Go Teen Outreach" which would provide take-home activity kits for adolescents in the Bernards Township community in addition to online Zoom meetings encouraging peer support and engagement. This program is extremely needed especially during the time of the COVID-19 pandemic when people cannot interact as they typically do together. This will be the second year of this grant and partnership.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that it does hereby authorize submission of a grant application to the Somerset County Board of Chosen Freeholds entitled Somerset County Municipal Youth Services Commission "2021 Competitive Grant Application" for \$3,500; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, by the Township Committee of the Township of Bernards that Kaitlin Cartoccio of the Bernards Township Health Department serves as the project manager for this grant application which is due on October 6, 2021.

[Resolution #2021-0346](#) - *Award of Bid for Newell Drive Reconstruction & Queen Anne Drive Storm Sewer to Reivax Contracting Corp., 68 FINDERNE AVENUE, BRIDGEWATER, NJ 08807 In the Amount of \$584,320.00*

**WHEREAS**, the Township of Bernards received bids on Tuesday, September 14, 2021, at 10:30 AM for Newell Drive Reconstruction & Queen Anne Drive Storm Sewer:

BIDDERS NAME	TOTAL BID AMOUNT
Reivax Contracting Corp.	\$584,320.00
Top Line Construction Corp.	\$779,424.91
Black Rock Enterprises, LLC	\$855,800.00
Capital Paving and Contracting, LLC	\$886,501.80

**WHEREAS**, it is the combined recommendation of the Township Engineer, Administrator and Purchasing Agent to award the contract to Reivax Contracting Corp., 68 Finderne Avenue, Bridgewater, NJ 08807, in the amount of \$584,320.00; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or Capital Ordinance #2446 line account C-04-55-446-A08 (\$584,320.00); and

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

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, County of Somerset, State of New Jersey, that the bid be awarded to Reivax Contracting Corp., in the amount of \$584,320.00.

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

1. Provisions of all labor, material, and equipment necessary to perform all work as indicated on the Drawings and Specified for the Newell Drive Reconstruction & Queen Anne Drive Storm Sewer.
2. This contract shall, for all purposes, be deemed a New Jersey Contract and any provision of this contract shall be governed and interpreted with the Laws of the State of New Jersey.
3. Any modification to this contract shall be in writing and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.
4. The cost of this contract is not to exceed the total bid amount unless negotiated in advance of service delivery, and the Township Committee approves an amendment revising that figure.
5. Billing must be rendered within 30 days of service delivery.
6. As required by law, the parties to this contract agree to incorporate into this contract the mandatory affirmative action language promulgated by the Treasurer pursuant to P.L. 1975, c.127, which is attached to resolution as Exhibit B.
7. The Township may terminate this contract if contractor does not fulfill the services as outlined in the Bid Specification, upon five (5) days written notice via certified mail.
8. The work contemplated under the Contract shall be completed within 60 days of the Notice to Proceed.
9. The Contractor shall commence the work not later than ten (10) calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.
10. The completion time period shall include, but not be limited to, the time necessary to prepare shop drawings, to order, process, and deliver all equipment and materials, to obtain necessary permits and approvals, to perform the proper installation contemplated under this Contract and all else necessary and incidental in connection with the performance of this Contract.
11. If the Contractor fails to complete the work within the specified time plus extensions, the Contractor shall be responsible to the Township for liquidated damages in the sum of \$1,000.00 per day for every day thereafter until the completion and acceptance of the work. Such liquidated damages shall not be considered as a penalty. The Township shall deduct and retain out of any money due or to become due herein to Contract the amount of the liquidated damages.
12. In accordance with bid specifications, if the Contractor, upon notification by the Township of Bernards, fails to execute the contract prepared by the Township attorney within ten (10) days of such notification with the Township of Bernards, the Township may rescind the award of the bid to the Contractor and award the contract to another bidder, and shall have the right to proceed against the guaranty accompanying the bid.

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

**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 \$584,320.00. Monies are available in the Capital Ordinance #2446-line account C-04-55-446-A08 (\$584,320.00).

Date: September 21, 2021



Sean McCarthy  
Chief Financial Officer

**Resolution #2021-0347** - *Authorizing Acceptance and Insertion of a Revenue Item Into the 2021 Budget. To Accept Funds from a Sub-grant Award #FY20-EMPG-EMAA-1802 of the Federal Fiscal Year 2020 Emergency Management Agency Assistance Program Funding - \$10,000.00*

**WHEREAS**, the Township of Bernards, has been awarded State Homeland Security Grant Program Subgrant CFDA #97.042, Award #FY20-EMPG-EMAA-1802 from the New Jersey State Police Office of Emergency Management; and wishes to amend its 2021 budget to include this amount; and

**WHEREAS**, the Sub-grant, consisting of a \$10,000.00 Federal Award is for the purpose of enhancing the Bernards Township Office of Emergency Management's ability to prevent, protect against, respond to, and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies and shall be used for emergency management purposes; and

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Bernards hereby requests the Director of the Division of Local Government Services to approve the insertion of \$10,000.00 as an item of revenue:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written  
Consent of Director of Local Government Services - Public and  
Private Revenues Offset with Appropriations:  
Emergency Management Performance Grant

**BE IT FURTHER RESOLVED** that a like sum of \$10,000.00 total be and the same is hereby appropriated under the caption of:

General Appropriations:  
(A) Operations - Excluded from "CAPS"  
Public and Private Appropriations Offset by Revenues:  
Emergency Management Performance Grant

**Resolution #2021-0348** - *Improvement Performance Bond Reduction*

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

<b>ITEM:</b>	Improvement Performance Bond
<b>NAME OF APPLICANT:</b>	Ecological Solutions for Minebrook Road, LLC
<b>ADDRESS OF APPLICANT:</b>	PO Box 153, Oldwick NJ 08858
<b>BOND #:</b>	#HOIFFUO420240
<b>BANK:</b>	International Fidelity Insurance Company
<b>IN THE AMOUNT OF:</b>	\$ 248,847.96
<b>FOR:</b>	Ecological Solutions for Minebrook Farm

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

**WHEREAS**, the Township Engineer, after inspection of the improvements covered by the Applicants Improvement Performance Bond, recommends a reduction by the amount of \$580,645.17; and

**WHEREAS**, the Township Attorney has approved the Reduction Rider, in the amount of \$248,847.96 as to form and sufficiency; and

**WHEREAS**, the Reduction Rider is to be attached to and become part of Irrevocable Standby Bond # HOIFFUO420240.

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

[Resolution #2021-0349](#) - *Authorization to Join the Borough of Bernardsville In Applying for a LEAP Implementation Grant to Support Fire Prevention Shared Services*

**WHEREAS**, the State of New Jersey has appropriated \$10 million for Shared Services and School District Consolidation Study and Implementation Grants to assist local units with the study, development and implementation of new shared and regional services; and

**WHEREAS**, the Department of Community Affairs, Division of Local Government Services (DLGS) is tasked with administering these grant funds through the Local Efficiency Achievement Program (LEAP); and

**WHEREAS**, LEAP Implementation Grants exist to support costs associated with shared service implementation to ensure that meaningful, efficiency generating initiatives are not hindered by short term transitional expenses; and

**WHEREAS**, the Borough of Bernardsville and Bernards Township propose to enter into a shared services agreement, but face certain expenses associated with implementation that present a burden to the local units; and

**WHEREAS**, the purpose of this shared services agreement is to provide a full time Fire Prevention Department, which will benefit the residents of the Borough of Bernardsville participating local units; and

**WHEREAS**, the Borough of Bernardsville has agreed to be the lead agency in this program and will submit the application to DLGS on behalf of all participating units; and

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of Bernards Township Committee, that Bernards Township does hereby join with the Borough of Bernardsville in applying for a LEAP Implementation Grant in the amount of \$10,000 to \$15,000 to support implementation of this shared service.

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

[Ordinance #2479](#) - *Accepting a Wetlands Conservation Easement on Property Located at 117 Whitenack Road; Block 4801, Lot 3, from Brian Buono to the Township of Bernards – [Map](#) – Introduction*

The deputy clerk read the ordinance by title. Motion by Baldassare, second by Grochala, that Ordinance #2479 be introduced on first reading, advertised as required by law and scheduled for a public hearing on 10/12/2021.

Roll Call:

Aye: Baldassare, Bannan, Grochala, McNally, Fields

Nay:

Abstain:

Motion carried.

*Mayoral Appointment:*

*Environmental Commission – Corey Fischer, filling the unexpired 3 yr. term of Chairwoman Ann Parsekian, expiring 12/31/2022.*

The mayor announced her appointment of Corey Fischer to the Environmental Commission, filling the unexpired 3 yr. term of Ann Parsekian, expiring 12/31/2022.

*Approval of Minutes:*

*09/14/2021 Open Session Minutes*

Motion by McNally, second by Bannan, and unanimously agreed that the 09/14/2021 Open Session minutes be approved for content and release. Motion carried.

***Mayoral Appointment:***

Motion by Bannan, second by Baldassare, to amend the agenda to add the Mayoral appointments of Chair and Vice Chair to the Environmental Commission as item E.

Roll Call:

Aye: Baldassare, Bannan, Grochala, McNally, Fields

Nay:

Abstain:

Motion carried

***Environmental Commission – Debra DeWitt Chair and Alice Smyrna as Vice Chair.***

The mayor announced her appointment of Debra DeWitt as Chair and Alice Smyk as Vice Chair to the Environmental Commission.

**PUBLIC COMMENT**

The mayor opened public comment.

Nancy D’Andrea, 3 Vanderveer Dr. – commented on correcting the name “Board of County Freeholders “to “County Board of Commissioners”.

The mayor closed public comment.

**EXECUTIVE SESSION (if required)**

None.

**ADJOURNMENT**

By unanimous consent, the meeting adjourned at 9:19 PM.

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Christine V. Andres  
Deputy Municipal Clerk

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Janice M. Fields,  
Mayor

Approved: 10/12/2021