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BERNARDS TOWNSHIP - TOWNSHIP COMMITTEE MINUTES

July 12, 2022 – COMBINED AGENDA/REGULAR MEETING

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CALL TO ORDER

The mayor called the meeting to order at 8:00 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: Asay, Fields, Grochala, McNally, Baldassare, Jr.

Absent:

Also Present: Administrator Monaco, Engineer Timko, Attorney Belardo, and Municipal Clerk Pisano

EXECUTIVE SESSION (if required)

None.

PUBLIC WORK SESSION (if required)

None.

REPORTS

None.

PRESENTATION – Somerset County Business Partnership- Chris Edwards, President and CEO

Chris Edwards, President and CEO of the Somerset Business Partnership, made a presentation to the township committee. He reported on the loss of business county-wide due to Covid-19 and highlighted the Passport Program which was introduced to increase local day trips and overnight stays in the area, ultimately leading to increased business activity. He thanked Bernards Township and the Basking Ridge Business Alliance for their strong support and active participation in the organization.

CORRESPONDENCE

None.

PUBLIC COMMENT

The mayor opened public comment. No comments were made and the mayor closed the public comment period.

TOWNSHIP COMMITTEE BOARD / LIAISON REPORTS AND STAFF COMMENTS

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

FIRE & RESCUE APPOINTMENT

None.

UNFINISHED BUSINESS

[Ordinance #2500 - Accepting a Detention Basin, Drainage & Access Easement on Property Located at 8000 Fellowship Road, Block 9301, Lot 33, from Fellowship Village Inc., formerly Fellowship Senior Living, Inc., 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 Grochala, second by McNally, that Ordinance #2500 be adopted and advertised as required by law.

Roll Call:

Aye: Asay, Grochala, Fields, McNally, Baldassare

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 Fellowship Village Inc., formerly Fellowship Senior Living, Inc., a corporation of the State of New Jersey, with an address at 8000 Fellowship Road, Basking Ridge, New Jersey, 07920, a Detention Basin, Drainage & Access Easement on Block 9301, Lot 33, 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 #2501 - *Accepting a Wetlands Conservation Easement on Property Located at 109 Woodman Lane; Block 9501, Lot 29, from Karl Maloney and Sheeren Maloney 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 Fields, second by Grochala, that Ordinance #2501 be adopted and advertised as required by law.

Roll Call:

Aye: Asay, Grochala, Fields, McNally, Baldassare

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 Karl Maloney and Sheeren Maloney, having an address at 109 Woodman Lane, Basking Ridge, NJ, 07920, a Wetlands Conservation Easement on Block 9501, Lot 29, 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 #2502 - *Accepting a Wetlands Conservation Easement on Property Located at 33 Long Road; Block 11501, Lot 11.01, from Gregori Verb and Cara Williams-Verb 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 McNally, second by Asay, that Ordinance #2502 be adopted and advertised as required by law.

Roll Call:

Aye: Asay, Grochala, Fields, McNally, Baldassare

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 Gregori Verb and Cara Williams-Verb, having an address at 33 Long Road, Basking Ridge, NJ, 07920, a Wetlands Conservation Easement on Block 11501, Lot 11.01, 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 McNally, second by Asay, that the Consent Agenda be approved.

Roll Call:

Aye: Asay, Grochala, Fields, McNally, Baldassare

Nay:

Abstain:

Motion carried.

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

Resolution #2022-0303 - Approval of the Bill List Dated 07/12/2022

BE IT RESOLVED, that the bill list dated 07/12/2022 be audited, and if found correct, be paid.

| Check # | Check Date | Vendor | Amount Paid | Reconciled/Void | Ref Num |
|---------|------------|--------------------------------------|-------------|-----------------|----------------|
| 132990 | 07/12/22 | 90227 SHIMSKY, MICHAEL | 8.00 | 1651 | Direct Deposit |
| 132991 | 07/12/22 | 90327 MCKNIGHT, ALEX | 36.94 | 1651 | Direct Deposit |
| 132992 | 07/12/22 | 90395 NERI, MARK | 11.67 | 1651 | Direct Deposit |
| 132993 | 07/12/22 | 90400 ALBANESE, CHRISTOPHER | 42.64 | 1651 | Direct Deposit |
| 132994 | 07/12/22 | 90500 BALDASSARE, TRACY | 332.50 | 1651 | Direct Deposit |
| 132995 | 07/12/22 | 90566 ENGLAND, ANTHONY | 170.88 | 1651 | Direct Deposit |
| 132996 | 07/12/22 | 90569 TALBERT, RACHEL | 529.45 | 1651 | Direct Deposit |
| 132997 | 07/12/22 | 90574 JASINA, PHILIP | 401.86 | 1651 | Direct Deposit |
| 132998 | 07/12/22 | 90590 MARTEN, RHYS | 1,591.83 | 1651 | Direct Deposit |
| 132999 | 07/12/22 | 90667 LOPEZ, DUSTIN | 1,001.40 | 1651 | Direct Deposit |
| 133000 | 07/12/22 | A0044 APPROVED FIRE PROTECTION CO. | 439.70 | 1651 | Direct Deposit |
| 133001 | 07/12/22 | A0168 ALLIED OIL COMPANY, LLC | 19,741.78 | 1651 | Direct Deposit |
| 133002 | 07/12/22 | A0453 AMAZON.COM | 2,613.35 | 1651 | Direct Deposit |
| 133003 | 07/12/22 | A0611 AMERICAN WEAR, INC | 951.04 | 1651 | Direct Deposit |
| 133004 | 07/12/22 | B0581 BUY WISE AUTO PARTS | 1,087.48 | 1651 | Direct Deposit |
| 133005 | 07/12/22 | B0668 BEARING DEPOT & SUPPLY INC | 316.80 | 1651 | Direct Deposit |
| 133006 | 07/12/22 | B0758 BCI TRUCK, INC | 829.65 | 1651 | Direct Deposit |
| 133007 | 07/12/22 | C0083 CDW GOVERNMENT, INC. | 5,686.07 | 1651 | Direct Deposit |
| 133008 | 07/12/22 | C0923 CHALLENGER FENCE INC | 3,714.00 | 1651 | Direct Deposit |
| 133009 | 07/12/22 | D0380 DRIVERS TIRE & SERVICE CENTER | 1,665.13 | 1651 | Direct Deposit |
| 133010 | 07/12/22 | D0754 DC EXPRESS | 927.60 | 1651 | Direct Deposit |
| 133011 | 07/12/22 | F0003 FOLEY, INCORPORATED | 487.73 | 1651 | Direct Deposit |
| 133012 | 07/12/22 | H0029 HUMPHREYS PEST CONTROL, INC. | 295.00 | 1651 | Direct Deposit |
| 133013 | 07/12/22 | K0354 KANOPY INC | 340.00 | 1651 | Direct Deposit |
| 133014 | 07/12/22 | M0353 MIDWEST TAPE LLC | 1,648.85 | 1651 | Direct Deposit |
| 133015 | 07/12/22 | N0449 NISIVOCIA & CO, LLP | 1,250.00 | 1651 | Direct Deposit |
| 133016 | 07/12/22 | R0425 ROBINSON AERIAL SURVEYS, INC | 17,334.36 | 1651 | Direct Deposit |
| 133017 | 07/12/22 | S0016 STORR TRACTOR COMPANY | 356.02 | 1651 | Direct Deposit |
| 133018 | 07/12/22 | S0227 SHEARON ENVIRONMENTAL DESIGN | 25,244.44 | 1651 | Direct Deposit |
| 133019 | 07/12/22 | S0443 STAPLES ADVANTAGE | 233.84 | 1651 | Direct Deposit |
| 133020 | 07/12/22 | S1177 SAL ELECTRIC CO., INC. | 4,700.63 | 1651 | Direct Deposit |
| 133021 | 07/12/22 | T0066 CENGAGE LEARNING CREDIT SVCS | 138.01 | 1651 | Direct Deposit |
| 133022 | 07/12/22 | V0020 VILLAGE OFFICE SUPPLY | 21.15 | 1651 | Direct Deposit |
| 133023 | 07/12/22 | A0162 ACME DIESEL ELECTRIC, INC. | 710.00 | 1652 | |
| 133024 | 07/12/22 | A0256 AMHERST MEWS HOMEOWNERS ASSOC | 5,603.14 | 1652 | |
| 133025 | 07/12/22 | A0425 ATLANTIC TACTICAL | 107.20 | 1652 | |
| 133026 | 07/12/22 | A0672 ATLANTIC VISITING NURSE | 5,059.00 | 1652 | |
| 133027 | 07/12/22 | B0001 BAKER & TAYLOR, INC. | 3,000.76 | 1652 | |
| 133028 | 07/12/22 | B0017 BRIDGEWATER RESOURCES, INC. | 1,052.66 | 1652 | |
| 133029 | 07/12/22 | B0026 BERNARDS TOWNSHIP CURRENT | 5,781.79 | 1652 | |
| 133030 | 07/12/22 | B0034 BERNARDS TOWNSHIP PAYROLL ACCT | 613,837.25 | 1652 | |
| 133031 | 07/12/22 | B0044 BASKING RIDGE ANIMAL HOSPITAL | 1,640.93 | 1652 | |
| 133032 | 07/12/22 | B0098 BERNARDS TOWNSHIP (RECREATION) | 3,232.45 | 1652 | |
| 133033 | 07/12/22 | B0105 BARONS AT BASKING RIDGE | 5,787.30 | 1652 | |
| 133034 | 07/12/22 | B0436 BASKING RIDGE PRESBYTERIAN | 110.00 | 1652 | |
| 133035 | 07/12/22 | C0024 GANNETT NEW JERSEY NEWSPAPERS | 156.00 | 1652 | |
| 133036 | 07/12/22 | C0482 OPTIMUM | 11.45 | 1652 | |
| 133037 | 07/12/22 | C0482 OPTIMUM | 44.95 | 1652 | |
| 133038 | 07/12/22 | C0482 OPTIMUM | 33.32 | 1652 | |
| 133039 | 07/12/22 | C0482 OPTIMUM | 138.44 | 1652 | |
| 133040 | 07/12/22 | C0522 CHATHAM LAWNMOWER SALES & SVC | 79.08 | 1652 | |
| 133041 | 07/12/22 | C0613 CIGNA GROUP INSURANCE | 1,526.53 | 1652 | |
| 133042 | 07/12/22 | C0773 COMMUNITY HOME CARE | 659.00 | 1652 | |
| 133043 | 07/12/22 | C0774 COLONIAL LIFE & ACC INSURANCE | 643.94 | 1652 | |
| 133044 | 07/12/22 | D0305 DISCOUNT SCHOOL SUPPLY | 209.43 | 1652 | |
| 133045 | 07/12/22 | E0020 MAPLE RUN CONDOMINIUM ASSOC. | 3,970.64 | 1652 | |
| 133046 | 07/12/22 | E0205 EAGLE POINT GUN SHOP | 10,065.98 | 1652 | |
| 133047 | 07/12/22 | E0231 EKA ASSOCIATES, P.A. | 1,120.00 | 1652 | |
| 133048 | 07/12/22 | E0284 ENVIROPROBE SERVICE, INC | 900.00 | 1652 | |
| 133049 | 07/12/22 | F0047 FULLERTON FORD | 187.46 | 1652 | |
| 133050 | 07/12/22 | F0069 CORELOGIC | 1,221.16 | 1652 | |
| 133051 | 07/12/22 | F0158 FLEMINGTON DEPARTMENT STORE | 3,483.80 | 1652 | |
| 133052 | 07/12/22 | F0179 FASTSIGNS | 115.00 | 1652 | |
| 133053 | 07/12/22 | F0266 FULL EFFECT PRODUCTIONS | 300.00 | 1652 | |
| 133054 | 07/12/22 | F0273 FLOWERS ON THE RIDGE | 61.00 | 1652 | |
| 133055 | 07/12/22 | F0324 FLAGSHIP DENTAL PLANS | 271.45 | 1652 | |
| 133056 | 07/12/22 | F0326 FX AUTOMOTIVE LLC | 521.63 | 1652 | |
| 133057 | 07/12/22 | F0330 FIDELITY SECURITY LIFE INS | 325.12 | 1652 | |
| 133058 | 07/12/22 | F0343 FINE WALL CORPORATION | 30,000.00 | 1652 | |
| 133059 | 07/12/22 | G0066 GRAINGER INC | 137.09 | 1652 | |
| 133060 | 07/12/22 | G0098 JCP&L | 5,353.03 | 1652 | |
| 133061 | 07/12/22 | G0300 GOLD TYPE BUSINESS MACHINES | 673.00 | 1652 | |
| 133062 | 07/12/22 | G0333 BEDMINSTER CAR WASH | 135.60 | 1652 | |
| 133063 | 07/12/22 | H0146 THE HON COMPANY LLC | 6,142.70 | 1652 | |
| 133064 | 07/12/22 | H0178 HOSE SHOP, INC. | 43.85 | 1652 | |
| 133065 | 07/12/22 | H0246 HOME DEPOT CREDIT SERVICES | 1,178.36 | 1652 | |
| 133066 | 07/12/22 | H0297 DIRECT ENERGY BUSINESS | 302.08 | 1652 | |
| 133067 | 07/12/22 | H0397 HALE, LOUISE FORDHAM | 390.00 | 1652 | |
| 133068 | 07/12/22 | I0013 INSTITUTE FOR PROF.DEVELOPMENT | 50.00 | 1652 | |

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|--------|----------|-------|-----------------------------------|------------|------|
| 133069 | 07/12/22 | K0039 | KOBESKY, GREGG S. | 103.00 | 1652 |
| 133070 | 07/12/22 | K0331 | KONICA MINOLTA PREMIER FINANCE | 192.89 | 1652 |
| 133071 | 07/12/22 | K0331 | KONICA MINOLTA PREMIER FINANCE | 133.02 | 1652 |
| 133072 | 07/12/22 | K0331 | KONICA MINOLTA PREMIER FINANCE | 133.42 | 1652 |
| 133073 | 07/12/22 | L0038 | LIN-GATE EQUIPMENT SALES & SVC | 228.00 | 1652 |
| 133074 | 07/12/22 | L0306 | THE LIFE GUARD STORE | 352.70 | 1652 |
| 133075 | 07/12/22 | L0372 | LIFESAVERS, INC | 832.00 | 1652 |
| 133076 | 07/12/22 | L0389 | LEVIN, CAROL SIMON | 125.00 | 1652 |
| 133077 | 07/12/22 | M0015 | MCKESSON MEDICAL SURGICAL | 4,309.30 | 1652 |
| 133078 | 07/12/22 | M0178 | MARK'S AUTO SERVICE | 75.00 | 1652 |
| 133079 | 07/12/22 | M0441 | MAIN LINE COMMERCIAL POOLS, INC | 11,488.88 | 1652 |
| 133080 | 07/12/22 | M0493 | MCELROY, DEUTSCH, MULVANEY & | 5,936.08 | 1652 |
| 133081 | 07/12/22 | M0518 | KONICA MINOLTA BUSINESS SOL. | 26.00 | 1652 |
| 133082 | 07/12/22 | N0017 | NJ STATE LEAGUE OF MUNICIPAL. | 230.00 | 1652 |
| 133083 | 07/12/22 | N0023 | TREASURER, STATE OF NEW JERSEY | 30,896.00 | 1652 |
| 133084 | 07/12/22 | N0032 | NJ STATE DEPT HEALTH/SR SVCS | 25.20 | 1652 |
| 133085 | 07/12/22 | N0389 | NJ MOTOR VEHICLE COMMISSION | 60.00 | 1652 |
| 133086 | 07/12/22 | N0470 | NATIONWIDE | 293.43 | 1652 |
| 133087 | 07/12/22 | O0068 | O'BAGEL BAGELRY & DELI | 283.50 | 1652 |
| 133088 | 07/12/22 | O0100 | OVERDRIVE, INC. | 2.99 | 1652 |
| 133089 | 07/12/22 | O0105 | O.C.A. BENEFIT SERVICES, LLC | 103.95 | 1652 |
| 133090 | 07/12/22 | P0013 | PUBLIC EMP. RETIREMENT SYSTEM | 769.95 | 1652 |
| 133091 | 07/12/22 | P0014 | PUBLIC SERVICE ELEC. & GAS CO | 522.54 | 1652 |
| 133092 | 07/12/22 | P0046 | RESERVE ACCOUNT | 948.09 | 1652 |
| 133093 | 07/12/22 | P0525 | POWER PLACE, INC. | 46.98 | 1652 |
| 133094 | 07/12/22 | P0602 | LINDE GAS & EQUIPMENT INC | 48.47 | 1652 |
| 133095 | 07/12/22 | P0663 | PALINDROME TECHNOLOGIES INC | 12,000.00 | 1652 |
| 133096 | 07/12/22 | Q0002 | CINTAS CORP. - #062 | 334.32 | 1652 |
| 133097 | 07/12/22 | R0005 | RECORDER PUBLISHING CO., INC | 14.79 | 1652 |
| 133098 | 07/12/22 | R0010 | REIDER ASSOCIATES, INC. | 3,213.90 | 1652 |
| 133099 | 07/12/22 | R0050 | ROTO-ROOTER | 3,768.00 | 1652 |
| 133100 | 07/12/22 | R0496 | ATHENIA MASON SUPPLY LLC | 1,669.00 | 1652 |
| 133101 | 07/12/22 | S0021 | S & S WORLDWIDE, INC. | 304.29 | 1652 |
| 133102 | 07/12/22 | S0101 | STICKEL, KOENIG, SULLIVAN & DRILL | 97.50 | 1652 |
| 133103 | 07/12/22 | S0191 | SOMERSET COUNTY RECYCLING PROG | 71,969.85 | 1652 |
| 133104 | 07/12/22 | S0378 | STAVOLA ASPHALT | 1,604.84 | 1652 |
| 133105 | 07/12/22 | S0415 | SPORTWORLD | 903.00 | 1652 |
| 133106 | 07/12/22 | S0628 | STATE OF NEW JERSEY-HB | 192,243.53 | 1652 |
| 133107 | 07/12/22 | S0678 | SAFE KIDS CERTIFICATION | 95.00 | 1652 |
| 133108 | 07/12/22 | S0736 | SOMERSET COUNTY | 375.00 | 1652 |
| 133109 | 07/12/22 | S0741 | SUBURBAN CONSULTING ENGINEERS | 1,164.00 | 1652 |
| 133110 | 07/12/22 | S0764 | STERICYCLE | 147.25 | 1652 |
| 133111 | 07/12/22 | S0875 | SUNLIGHT GENERAL CAPITAL | 319.59 | 1652 |
| 133112 | 07/12/22 | S0913 | SHEDLOCK CAR CARE | 160.00 | 1652 |
| 133113 | 07/12/22 | S0977 | STAVOLA CONSTRUCTION MATERIALS | 4,433.04 | 1652 |
| 133114 | 07/12/22 | T0073 | TREASURER - STATE OF N.J. | 30.00 | 1652 |
| 133115 | 07/12/22 | T0090 | TREASURER, STATE OF NEW JERSEY | 50.00 | 1652 |
| 133116 | 07/12/22 | T0154 | TILCON NEW YORK, INC. | 989.44 | 1652 |
| 133117 | 07/12/22 | T0372 | TLO, LLC | 321.00 | 1652 |
| 133118 | 07/12/22 | T0443 | THOMSON REUTERS-WEST | 609.00 | 1652 |
| 133119 | 07/12/22 | T0512 | TAX LIEN FUND LP | 38,397.18 | 1652 |
| 133120 | 07/12/22 | V0037 | VILLAGE SUPERMARKET, INC. | 39.09 | 1652 |
| 133121 | 07/12/22 | V0056 | VERIZON WIRELESS | 684.20 | 1652 |
| 133122 | 07/12/22 | V0058 | VERIZON | 4,286.84 | 1652 |
| 133123 | 07/12/22 | V0084 | VERIZON | 33.31 | 1652 |
| 133124 | 07/12/22 | V0124 | VERIZON BUSINESS FIOS | 364.99 | 1652 |
| 133125 | 07/12/22 | V0177 | VERIZON | 355.43 | 1652 |
| 133126 | 07/12/22 | W0016 | WARRENVILLE TRUE VALUE | 486.25 | 1652 |
| 133127 | 07/12/22 | W0259 | VENTURA, MIESOWITZ, KEOUGH & | 1,560.00 | 1652 |
| 133128 | 07/12/22 | W0347 | WACKS DEBONA BEILIN & WEBER | 350.00 | 1652 |
| 133129 | 07/12/22 | W0410 | WARSHAUER ELECTRIC SUPPLY CO. | 85.64 | 1652 |
| 133130 | 07/12/22 | X0005 | XTEL COMMUNICATION | 472.21 | 1652 |
| 133131 | 07/12/22 | X0005 | XTEL COMMUNICATION | 1,669.92 | 1652 |
| 133132 | 07/12/22 | Z0086 | ZERO9 SOLUTIONS LTD | 349.10 | 1652 |

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Report Totals          Paid      Void      Amount Paid      Amount Void
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Checks:      110          0      1,120,490.46          0.00
Direct Deposit:  33          0          94,149.80          0.00
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Total:      143          0      1,214,640.26          0.00
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Totals by Year-Fund
Fund Description          Fund      Budget Total      Revenue Total      G/L Total      Total
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CURRENT FUND              1-01          8,802.18          0.00          0.00          8,802.18
CURRENT FUND              2-01        996,157.11          0.00          0.00        996,157.11
DOG FUND                  2-12          1,852.06          0.00          0.00          1,852.06
GOLF COURSE UTILITY       2-26          31,609.70          0.00          0.00          31,609.70
Year Total:              -----
                          1,029,618.87          0.00          0.00        1,029,618.87
CAPITAL FUND              C-04          27,906.40          0.00          0.00          27,906.40
PUBLIC GRANTS             G-02           8,382.12          0.00          0.00           8,382.12
TRUST FUNDS              T-13          136,086.69          0.00          0.00          136,086.69
PROJECT                   -----
                          3,844.00          0.00          0.00          3,844.00
Total Of All Funds:      -----
                          1,214,640.26          0.00          0.00        1,214,640.26
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Resolution #2022-0304 - Award of Purchase Orders for Identified Vendors; BCI Truck Inc., Flemington Department Store

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 | Vendor | Not to Exceed |
|---------------|---------------|-----------------------------|---------------|
| BCI Truck Inc | \$ 44,000 | Flemington Department Store | \$ 44,000 |

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, 2022.

Resolution #2022-0305 - Approval of Developer's Agreement, Fellowship Senior Living – Fitness Center Addition, Block 9301 Lot 33

WHEREAS, Section 21-58A of the Revised Land Use Ordinance of the Township of Bernards requires that as a condition of final approval, a Developer’s Agreement pursuant to Section 21-58A.1. shall be provided by the applicant for review and comment of the Township Engineer, in consultation with the Township Attorney as the Township Engineer may deem appropriate; and

WHEREAS, the Developer’s Agreement must be approved by the Township Committee upon recommendation of the Township Engineer; and

WHEREAS, there shall be executed a Developer’s Agreement between the developer and the Township incorporating all of the terms and conditions of approval imposed by the board in the form set forth in “Appendix C” of the Revised Land Use Ordinance of the Township of Bernards; and

WHEREAS, a developer must use the pre-printed form which is available from the Township Engineering Department; and

WHEREAS, the Township Engineer may revise the pre-printed form from time to time, provided such revisions may not alter the substance of such forms authorized by an ordinance implementing the revision; and

WHEREAS, Fellowship Senior Living Inc has submitted a Developer’s Agreement with respect to 8000 Fellowship Road, pursuant to preliminary approval by the Planning Board dated April 6, 2021; and final approval dated June 8, 2021; and

WHEREAS, the Township Engineer and Township Attorney have approved the Developer’s Agreement.

NOW THEREFORE BE IT RESOLVED, pursuant to Section 21-58A of the revised Land Use Ordinance of the Township of Bernards that the aforesaid developer’s agreement is hereby approved as to form and substance by the Township Committee of the Township of Bernards.

Resolution #2022-0308 - Award of Bid for Newell Drive Storm Sewer Lining to Vortex Services LLC, 210 Bennett Road, Freehold, NJ 07728 In the Amount of \$168,637.50

WHEREAS, the Township of Bernards received bids on Tuesday, April 19, 2022, for Storm Sewer Lining for Queen Anne Drive and Newell Drive and rejected the bids on April 26, 2022 by Resolution #2022-0217; and

WHEREAS, the Township of Bernards received re-bids on Tuesday, May 25, 2022, for Storm Sewer Lining for Queen Anne Drive and Newell Drive and rejected the bids on June 14, 2022 by Resolution #2022-0266; and

WHEREAS, Resolution #2022-0266 authorized entering into negotiations with the low bidder, Vortex Services LLC, in accordance with N.J.S.A. 40A:11-4 of the Local Contracts Law which states that negotiation can be held after two unsuccessful bids have been rejected that have exceeded the cost estimate; and

WHEREAS, Vortex Services LLC has submitted a revised proposal hereto attached dated June 28, 2022, for a total cost of \$168,637.50; and

WHEREAS, it is the combined recommendation of the Township Engineer, Administrator and Purchasing Agent to award the contract to Vortex Services LLC, 210 Bennett Road, Freehold, NJ 07728, in the amount of \$168,637.50; 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, (\$168,637.50); and

WHEREAS, this contract has been awarded to Vortex Services LLC., pursuant to N.J.S.A. 40A:11-4 et seq.; and

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 Vortex Services LLC., in the amount of \$168,637.50.

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 Vortex Services LLC., (“Contractor”) shall contain:

1. Provisions of all labor, material, and equipment necessary to perform all work as indicated in the proposal from Vortex Services LLC. Dated June 28, 2022 in accordance with all specifications for the **Township of Bernards Storm Sewer Lining for Queen Anne Drive and Newell Drive**.
2. This contract shall, for all purposes, be deemed a New Jersey Contract and any provision of this contract shall be governed and interpreted with the Laws of the State of New Jersey.
3. Any modification to this contract shall be in writing and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.
4. The cost of this contract is not to exceed the total bid amount unless negotiated in advance of service delivery, and the Township Committee approves an amendment revising that figure.
5. Billing must be rendered within 30 days of service delivery.
6. As required by law, the parties to this contract agree to incorporate into this contract the mandatory affirmative action language promulgated by the Treasurer pursuant to P.L. 1975, c.127, which is attached to resolution as Exhibit B.
7. The Township may terminate this contract if contractor does not fulfill the services as outlined in the Bid Specification, upon five (5) days written notice via certified mail.
8. The work contemplated under the Contract shall be completed 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.

Dave Beauchamp, Regional Vice 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 \$168,637.50. Monies are available in the Capital Ordinance #2446 line account C-04-55-446-A08 (\$168,637.50).

Date: July 5, 2022



Sean McCarthy
Chief Financial Officer

Resolution #2022-0309 - 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 Angela Hartmann to Use Space Solely as an Artist's 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 June 30, 2022 the Friends requested approval to permit a lease agreement with Angela Hartmann 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 Angela Hartman, 28 Dickinson Road, Basking Ridge, New Jersey 07920, cell 310.980.8297, from July 1, 2022 – June 30, 2023; and

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 #2022-0311 - Awarding Professional Services Contract for 2022 NJDOT Keats Road, Thackeray Road and Highland Avenue Improvements to Andrew S. Holt, P.E., P.P., C.M.E., NJ Lic. #24GE03855400 of the firm Suburban Consulting Engineers, Inc., 96 U.S. Highway 206, Suite 101, Flanders, NJ 07836 - In the Not to Exceed Amount of \$103,330.00

WHEREAS, the Township of Bernards requires professional engineering services for the preparation of bid documents, construction observation and administration for the 2022 NJDOT Keats Road, Thackeray Road and Highland Avenue Improvements; and

WHEREAS, Andrew S. Holt, P.E., P.P., C.M.E., NJ Lic. #24GE03855400 of the firm Suburban Consulting Engineers, Inc., 96 U.S. Highway 206, Suite 101, Flanders, NJ 07836 has submitted a proposal dated June 23, 2022, outlining Professional Construction Documents, Observation and Administration services to the Township; 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 contract is awarded without public advertisement as defined in N.J.S.A. 19:44A-20-7 and pursuant to the provisions of N.J.S.A. 19:44A-20-4; and

WHEREAS, the Chief Financial Officer has certified funds are available in account name, 2022 Roadway Management Program, line account #C-04-55-499-A01 line-item appropriation or ordinance.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that a professional service contract be awarded to Andrew S. Holt, P.E., P.P., C.M.E., NJ Lic. #24GE03855400 of the firm Suburban Consulting Engineers, Inc., 96 U.S. Highway 206, Suite 101, Flanders, NJ 07836 as follows:

1. The contract will encompass services as outlined in the submitted proposal dated June 23, 2022.
2. The contract term is from July 12, 2022, through July 11, 2023 for professional Construction Documents, Observation and Administration services not to exceed an amount of \$103,330.00. Bid documents must be completed within 30 days.
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 Thomas Timko, Township Engineer, who will be the chief contact for the Township of Bernards on this project.

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

NOW THEREFORE BE IT FINALLY RESOLVED, by the Township Committee of the Township of Bernards that notice of this contract award be published in the official Township newspaper and be placed on file and available for public inspection in the office of the Bernards Township Purchasing Agent.

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.

Andrew S. Holt, P.E., P.P., C.M.E., NJ Lic. #24GE03855400

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the not to exceed amount of \$103,330.00. Monies are available in 2022 Roadway Management Program line account #C-04-55-499-A01.

Date: July 5, 2022



Sean McCarthy, Chief Financial Officer

****End Consent Agenda****

Mayor Baldassare recused himself and left the dais. Deputy Mayor McNally presided over the meeting.

[Resolution #2022-0306](#) - *Personnel Appointment William Krajicek – Patrol Officer – Police Department*
Motion by Fields, second by Grochala, that Resolution #2022-0306 be approved.

Roll Call:

Aye: Asay, Grochala, Fields, McNally

Nay:

Abstain:

Motion carried.

WHEREAS, the full time position of Patrol Officer became vacant due to a retirement; and

WHEREAS, the Chief of Police, Township Administrator and Human Resources Officer have deemed it necessary to fill this position; and

WHEREAS, William Krajcek has applied for and is qualified to fill said position; and

WHEREAS, the Chief of Police, Township Administrator and Human Resources Officer recommend appointment of William Krajcek to full time Patrol Officer.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that William Krajcek be appointed full time Patrol Officer effective Wednesday, July 13, 2022 at an annual salary of \$49,992.00 which is in accordance with the Policemen's Benevolent Association, Local No. 357 Contract.

[Resolution #2022-0307 - Personnel Appointment Jose Mojica – Patrol Officer – Police Department](#)
Motion by Asay, second by Fields, that Resolution #2022-0307 be approved.

Roll Call:

Aye: Asay, Grochala, Fields, McNally

Nay:

Abstain:

Motion carried.

WHEREAS, the full time position of Patrol Officer became vacant due to a retirement; and

WHEREAS, the Chief of Police, Township Administrator and Human Resources Officer have deemed it necessary to fill this position; and

WHEREAS, Jose Mojica has applied for and is qualified to fill said position; and

WHEREAS, the Chief of Police, Township Administrator and Human Resources Officer recommend appointment of Jose Mojica to full time Patrol Officer.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, that Jose Mojica be appointed full time Patrol Officer effective Wednesday, July 13, 2022 at an annual salary of \$49,992.00 which is in accordance with the Policemen's Benevolent Association, Local No. 357 Contract.

Baldassare returned to the dais and resumed presiding over the meeting.

[Resolution #2022-0310 - Extension of Resolution #2021-0287 Permitting Relief of Certain Ordinances to Assist Local Businesses as they Re-Open Following the Lifting of COVID-19 Executive Orders](#)
Motion by Asay, second by Fields, that Resolution #2022-0310 be approved.

Roll Call:

Aye: Asay, Grochala, Fields, McNally, Baldassare

Nay:

Abstain:

Motion carried.

WHEREAS, the COVID-19 pandemic continues to affect public health and therefore continues to effect local businesses; and

WHEREAS, certain ordinances were relaxed and granted relief from enforcement to assist local businesses as they responded to, altered, or re-opened their business operations in compliance with COVID-19 executive orders; and

WHEREAS, any such activity covered by a "Special Use Permit" authorized by Resolution #2020-0222, effective through November 1, 2020, extended by Resolution #2020-0306, effective through June 30th, 2021, extended by Resolution #2020-0430 effective through December 31st, 2021, and further extended by Resolution #2021-0287 effective through December 31, 2022, unless further extended by Resolution of the Township Committee.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Bernards recognizes that the need continues to exist to extend this provision to assist local businesses and hereby extends Resolution #2021-0287 permitting relief of certain ordinances through December 31, 2023.

[Ordinance #2503](#) - *Accepting a Wetlands Conservation Easement on Property Located at 60 Woodstone Road, Block 2904, Lot 40, from James J. and Lisa A. Olmstead to the Township of Bernards* – [Map](#) – Introduction

The clerk read the ordinance by title. Motion by McNally, second by Asay that Ordinance #2503 be introduced on first reading, advertised as required by law and scheduled for a public hearing on 07/26/2022.

Roll Call:

Aye: Asay, Grochala, Fields, McNally, Baldassare

Nay:

Abstain:

Motion carried.

[Ordinance #2504](#) - *Accepting a Stormwater Management Easement on Property Located at 63 Woodman Lane, Block 9501, Lot 27, from Ashish J. Deshpande and Sonal A. Deshpande to the Township of Bernards* – [Map](#) – Introduction

The clerk read the ordinance by title. Motion by Grochala, second by McNally that Ordinance #2504 be introduced on first reading, advertised as required by law and scheduled for a public hearing on 07/26/2022.

Roll Call:

Aye: Asay, Grochala, Fields, McNally, Baldassare

Nay:

Abstain:

Motion carried.

Approval of Minutes:

06/28/2022 Open Session Minutes and Closed Session Minutes

Motion by Asay, second by Fields, that the 06/28/2022 Open Session minutes be approved for content and release and the 06/28/2022 Executive Session Minutes be approved for content. McNally abstained and the remaining members approved the motion.

EXECUTIVE SESSION (if required)

None.

ADJOURNMENT

By unanimous consent, the meeting adjourned at 8:28 PM.

Rhonda Pisano
Municipal Clerk

James Baldassare, Jr.
Mayor

Approved: 07/26/2022