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August 14, 2018 – COMBINED AGENDA/REGULAR MEETING

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EXECUTIVE SESSION (CONTINUATION OF EARLY SESSION IF REQUIRED)	22
ADJOURNMENT	22

CALL TO ORDER

The mayor called the meeting to order at 7:30 PM. Those assembled saluted the flag and the mayor read the open public meetings statement in accordance with the law.

ROLL CALL

Present: Baldassare, Bianchi, Gaziano, Malay, Carpenter

Absent:

Also Present: Attorney Belardo, Engineer Timko, Administrator Monaco, and Municipal Clerk/Assistant Administrator Szabo

EXECUTIVE SESSION – [Resolution #2018-0369](#)

Motion by Baldassare, second by Malay, and unanimously agreed that Resolution #2018-0369 be approved, and the meeting temporarily adjourned to Executive Session at 7:32 PM.

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

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

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

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

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

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

Reason for Closed Session

Estimated Time of Disclosure or Upon Occurrence Of

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

Litigation Affordable Housing - SOM-L-899-1.

Upon conclusion of litigation

The meeting resumed in open session at 7:50 PM and the Committee stood in recess until 8:00 PM.

PUBLIC COMMENT

Todd Edelstein, Riverside Drive and Sherri Nelson, Smoke Rise Road, commented on proposed Resolution #2018-0358 and school security.

Debra Dewitt, Spencer Road, commented on proposed Resolution #2018-0358 and #2018-0370.

AFFORDABLE HOUSING PROPOSALS AND PRESENTATIONS

Township Planner David Schley and the Planning Board Planner David Banisch were present for and participated in these discussions.

The township has struck a deal with Fair Share Housing that requires the township to provide an additional 62 single family rentals.

Two developers have approached the township with proposals for inclusionary developments to include the required 62 single family rentals. The cost of building those units would be subsidized by adding market rate units.

The township explored the possibility of building the affordable units itself and identified several public properties, however, none provide a good alternative as either they were not sewered, or they would require Green Acres diversion. The Committee also did not want to convert open space which has been purchased with open space tax dollars for the purpose of housing.

[K&K Developers - 3301 and 3299 Valley Road \(Block 9001, Lots 99 and 100\)](#)

Brett Tanzman, Esq., representing K&K, the contract purchaser, explained their proposal, which included two concept plans for an inclusionary development to be known as Valley Meadows consisting of up to 186 units of which 62 would be set-aside for low and moderate income persons. The site is approximately 9 acres and sits between the Cedars development and three single family homes. The entire complex will be rentals. 60 year controls were offered at the meeting as well as 40 age restricted units. The density of units per acre will be 20.

The following experts from K&K commented on the proposal:

Kevin Page, Page-Mueller Engineering Consultants
Art Bernards, Art Bernards & Associates, LLC
Gary Deane, Dolan & Dean Consulting Engineers
Avelino Martinez, Blackbird Groups Architects LLC

[SJP Properties – 180-181 Mountainview Boulevard \(Block 11301, Lot 1\)](#)

Thomas Malman Esq., representing SJP Properties explained their proposal, to construct an inclusionary residential development on the property which consists of 71 acres off of Martinsville Road. The site currently has a 2007 township-approved office project for the site which will be abandoned if the township approves the inclusionary resident development rezoning.

The Project will include 280 residential units, consisting of 220 apartment units and 60 townhouse units. This represents a density of approximately 3.9 units per acre.

The apartments will include 62 units for low and moderate income families. These units will be situated among the market rate apartment units. The apartment units are to be situated in three buildings that will be four/five stories and approximately 55 feet in height. The townhouses will be two and half stories and approximately 40 feet in height. The Project also includes recreational facilities, including a clubhouse, pool, walking paths and other outdoor amenities. Access to all of the residential units will be via Mountainview Boulevard. There will be emergency access to the rear.

Although the final layout of the Project may be modified to account for site conditions and other variables, the Project will not contain more than 280 total units or less than 62 affordable units. 60 year deed restriction on affordable was offered.

The following experts from SJP commented on the proposal:

Ron Kennedy, Gladstone Design Inc.
David Minnow, Minno & Wasko Architects & Planners

Belardo gave a brief history of Mt. Laurel over the past 40 years which has resulted in the courts currently mandating affordable units to municipalities. Then the committee posed questions to the developers.

Public Comments on Affordable Housing

The mayor opened the meeting to comments and questions on the proposals and the following individuals spoke.

Justin Bartlett, Coddington Court
Harold Russo, Van Holten Road
Alan Hunt, Coddington Court
Jay Lin, Harvest Way

Robert Mascia, N. Maple Avenue
Jack Grey, Acken Road
Arun Kandra, Emerald Valley Way
Mel Schwartz, Hawthorne Court
Suzanne Glassman, Emerald Valley Way
Robert Vincent, Waverly Place
Eileen Valenti, Valley Road
Ann Parsekian, Berta Place
Phil, Mountain Road
Billy Buckley, Penns Way
Raj Talasila, Pacer Court
David Klippel, Arbor Way
Megan Moran, Emerald Valley Lane
Dave Griffin, Primrose Lane
Rita Zarabara, Thackeray Drive
Debra DeWitt, Spencer Road

Motion by Malay, second by Baldassare, to call for a sense of the body decision on the Mountainview Site.

Malay, Baldassare and Carpenter supported the Mountainview site, as they felt the density of 20 units per acre on the Valley Road property was just too high and the Mountainview site would have less of an impact on the township overall.

Gaziano supported neither project because she felt the prior proposal at the 180 acre quarry site which included affordable housing would have had less impact on the township.

Bianchi wanted to table a decision to the August 28, 2018 meeting, or a special meeting to give time to the developers to consider some of the questions raised and to possibly get additional concessions from them.

Roll Call:

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

An ordinance will be introduced at the August 28, 2018 meeting for rezoning of the Mountainview site, as well as a resolution authorizing a settlement agreement with Fair Share Housing.

The committee took a short recess.

Since the time was now 11:10 PM, motion by Baldassare, second by Malay, and unanimously agreed to allow New Business to be entertained after 10:30 PM pursuant to adopted meeting rules.

CORRESPONDENCE

None listed.

TOWNSHIP COMMITTEE/STAFF COMMENTS

Committee and staff members commented on their recent activities.

FIRE & RESCUE APPOINTMENT

[*Resolution #2018-0358*](#) - *Appointment to Membership in Township of Bernards Volunteer Liberty Corner First Aid Squad – Geena Razdan and Kristi Mobus, Full Members; Basking Ridge Fire Company #1 - John Sabel and Kevin Pescatore, Full Members; First Aid Squad of the Basking Ridge Fire Company #1- Diya Kulkarni, Junior Member*

Motion by Gaziano, second by Malay, and unanimously agreed that Resolution #2018-0358 be approved.

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

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

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

NAME	ADDRESS	MEMBER STATUS	AGENCY
Geena Razdan	50 Liberty Corner Road, Warren, NJ 07059	Full Member	Liberty Corner First Aid Squad
Kristi Mobus	2 Dock Watch Hollow Road, Warren, NJ 07059	Full Member	Liberty Corner First Aid Squad
John Sabel	84 Hardscoble Road, Basking Ridge, NJ 07920	Full Member	Basking Ridge Fire Company#1
Kevin Pescatore	20 Linden Drive Basking Ridge, NJ 07920	Full Member	Basking Ridge Fire Company#1
Diya Kulkarni	37 Emily Road Far Hills, NJ 07931	Junior Member	First Aid Squad of the Basking Ridge Fire Company #1

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

UNFINISHED BUSINESS

[Ordinance #2395](#) – *An Ordinance to Replace in Entirety Chapter 8 “Municipal Parking Lots,” Section 7 “Bus and Railroad Station Commuter Parking Lots” of the Revised General Ordinances of the Township of Bernards to Establish an Electronic Permit and Eliminate Non-Resident Parking – 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 Malay, second by Baldassare, that Ordinance #2395 be adopted and advertised as required by law.

Roll Call:

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

[Ordinance #2398](#) - *An Ordinance to Amend the Revised General Ordinances of the Township of Bernards, Chapter 12 “Building and Housing,” Section 1-3 “Construction Fee Schedule” – 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 Bianchi, second by Malay, that Ordinance #2398 be adopted and advertised as required by law.

Roll Call:

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

[Ordinance #2399](#) - *An Ordinance to Amend the Revised General Ordinances of the Township of Bernards, Chapter 2 "Administration," Section 6 "Department of Finance" – Public Hearing*

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

Motion by Baldassare, second by Gaziano, that Ordinance #2399 be adopted and advertised as required by law.

Roll Call:

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

[Ordinance #2400](#) - *An Ordinance to Amend the Revised General Ordinances of the Township of Bernards, Chapter 2 "Administration," Section 7 "Police Department"- Public Hearing*

The clerk read the ordinance by title and the mayor opened the public hearing.

Todd Edelstein, Riverside Drive, spoke in opposition to the ordinance.

Motion by Malay, second by Gaziano, that Ordinance #2400 be adopted and advertised as required by law.

Roll Call:

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

[Ordinance #2401](#) - *Accepting a Wetlands Conservation Easement on Property Located at 41 Dogwood Way, Block 2602, Lot 10, from Rockridge Court, LLC, to the Township of Bernards – Public Hearing*

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

Motion by Baldassare, second by Gaziano, that Ordinance #2401 be adopted and advertised as required by law.

Roll Call:

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

NEW BUSINESS

Consent Agenda

The items listed within the consent agenda portion of the meeting have been referred to the Township Committee for reading and study, linked to the posted agenda on the website, are considered routine and will be enacted by one motion of the Township Committee with no separate discussion. If separate discussion is required, the item may be removed from the agenda by township committee action and placed on the regular agenda under new business.

Motion by Malay, second by Baldassare, that Resolution #2018-0368 be removed from the Consent Agenda, and that the remaining items be approved,

Roll Call:

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

****Begin Consent Agenda****

Approval of Minutes - [07/24/2018 Open Session](#), [07/24/2018 Executive Session](#)

The open session minutes were approved for content and release; the executive session minutes were approved for content only.

[Resolution #2018-0351](#) - Approval of Bill List Dated 08/14/2018

BE IT RESOLVED, that the bill list dated 8/14/2018 be audited, and if found correct, be paid.

August 14, 2018
01:37 PM

TOWNSHIP OF BERNARDS
Check Register By Check Date

Page No: 1

 Range of Checking Accts: CASH - CHECKING to CASH - CHECKING Range of Check Dates: 08/14/18 to 12/31/18
 Report Type: All Checks Report Format: Super Condensed Check Type: Computer: Y Manual: Y Dir Deposit:
 Y
 =====

Check #	Check Date	Vendor	Amount Paid	Reconciled/Void	Ref Num
CASH - CHECKING CURRENT CHECKING					
116890	08/14/18	90038 FORGIONE, LUCY A.	585.71		1383 Direct Deposit
116891	08/14/18	90227 SHIMSKY, MICHAEL	95.45		1383 Direct Deposit
116892	08/14/18	90309 ROCHE, RICHARD	16.99		1383 Direct Deposit
116893	08/14/18	90315 JOHNSON, TERRI	35.10		1383 Direct Deposit
116894	08/14/18	90361 ROSER, KRISTINA	1,828.22		1383 Direct Deposit
116895	08/14/18	90505 DECIBUS, FRANCIS J.	348.00		1383 Direct Deposit
116896	08/14/18	90507 GANDER, JENNIFER	792.25		1383 Direct Deposit
116897	08/14/18	90531 GIRARD, FRANK	132.84		1383 Direct Deposit
116898	08/14/18	90578 ZIMMERMAN, CHRISTOPHER	321.67		1383 Direct Deposit
116899	08/14/18	90598 LAGOLA, PETER	169.93		1383 Direct Deposit
116900	08/14/18	90611 SYLVESTER, MARK	152.00		1383 Direct Deposit
116901	08/14/18	A0044 APPROVED FIRE PROTECTION SYS	316.40		1384
116902	08/14/18	A0126 AFLAC NEW YORK	286.42		1384
116903	08/14/18	A0168 ALLIED OIL COMPANY, LLC	26,278.88		1384
116904	08/14/18	A0174 ALL SPORTS STADIUM, LLC	232.00		1384
116905	08/14/18	A0180 AMERICAN LIBRARY ASSOCIATION	191.00		1384
116906	08/14/18	A0330 ANDY MATT, INC.	500.00		1384
116907	08/14/18	A0338 AFLAC	505.12		1384
116908	08/14/18	A0425 ATLANTIC TACTICAL	595.26		1384
116909	08/14/18	A0471 APEX AMERICAN ELECTRICAL	500.00		1384
116910	08/14/18	A0509 AERIAL RISE LLC	357.15		1384
116911	08/14/18	A0559 ARCARI IOVINO ARCHITECTS,PC	2,140.00		1384
116912	08/14/18	A0576 ASTRA HEALTH CENTER OF LYONS	480.00		1384
116913	08/14/18	A0611 AMERICAN WEAR, INC	2,176.40		1384
116914	08/14/18	B0001 BAKER & TAYLOR, INC.	5,995.74		1384
116915	08/14/18	B0014 BREWER ASSOCIATES	68.67		1384
116916	08/14/18	B0026 BERNARDS TOWNSHIP CURRENT	0.00	08/14/18 VOID	0
116917	08/14/18	B0026 BERNARDS TOWNSHIP CURRENT	14,365.75		1384
116918	08/14/18	B0034 BERNARDS TOWNSHIP PAYROLL ACCT	1,254,161.86		1384
116919	08/14/18	B0044 BASKING RIDGE ANIMAL HOSPITAL	1,301.00		1384
116920	08/14/18	B0098 BERNARDS TOWNSHIP (RECREATION)	979.34		1384
116921	08/14/18	B0128 INTERNATIONAL CODE COUNCIL	498.00		1384
116922	08/14/18	B0203 DIFRANCESCO,BATEMAN,COLEY,YOSP	5,173.29		1384
116923	08/14/18	B0388 BLACKSTONE AUDIO BOOKS	478.27		1384
116924	08/14/18	B0390 BORGATA HOTEL, CASINO AND SPA	314.00		1384
116925	08/14/18	B0518 BERNARDSVILLE HARDWARE	23.44		1384
116926	08/14/18	B0581 BUY WISE AUTO PARTS	0.00	08/14/18 VOID	0
116927	08/14/18	B0581 BUY WISE AUTO PARTS	5,558.16		1384
116928	08/14/18	B0600 BRANCHBURG SPORTS COMPLEX, LLC	2,100.00		1384
116929	08/14/18	B0633 BEST CLEANING BUILDING SERVICE	500.00		1384
116930	08/14/18	B0654 BRIDGEWATER CHEVROLET	26.36		1384
116931	08/14/18	C0024 GANNETT NEW JERSEY NEWSPAPERS	139.75		1384
116932	08/14/18	C0028 CY DRAKE LOCKSMITHS,INC.	116.00		1384
116933	08/14/18	C0136 RUTGERS, THE STATE UNIVERSITY	25.00		1384
116934	08/14/18	C0289 CHIEF SUPPLY	210.87		1384
116935	08/14/18	C0346 CROWN TROPHY OF GREEN BROOK	40.00		1384
116936	08/14/18	C0482 CABLEVISION OF RARITAN VALLEY	178.61		1384
116937	08/14/18	C0613 CIGNA GROUP INSURANCE	1,597.42		1384
116938	08/14/18	C0636 CENTER POINT LARGE PRINT	93.48		1384
116939	08/14/18	C0697 BB&T/CPS	39.38		1384
116940	08/14/18	C0774 COLONIAL LIFE & ACC INSURANCE	1,126.50		1384
116941	08/14/18	C0794 CARAMOOR CENTER - MUSIC & ARTS	448.00		1384
116942	08/14/18	D0236 DEROCHE TRUCK COVERS & TARPS	329.00		1384
116943	08/14/18	D0380 DRIVERS TIRE & SERVICE CENTER	1,638.47		1384
116944	08/14/18	D0699 DANIEL W. LINCOLN, R.A.	1,386.32		1384
116945	08/14/18	D0740 DOVER BRAKE & CLUTCH	407.92		1384
116946	08/14/18	D0754 DC EXPRESS	703.50		1384
116947	08/14/18	D0772 DEANE, PETER & ALEXANDRA	75.00		1384
116948	08/14/18	E0008 EBSCO SUBSCRIPTION SERVICES	1,388.00		1384
116949	08/14/18	E0224 EXCELLENT BUILDING SERVICES	500.00		1384
116950	08/14/18	E0231 EKA ASSOCIATES, P.A.	1,923.75		1384
116951	08/14/18	E0233 ESSEX FENCE CO, LLC	1,752.00		1384
116952	08/14/18	E0267 EAW SECURITY	718.25		1384
116953	08/14/18	E0279 ELM USA	108.95		1384
116954	08/14/18	F0003 FOLEY, INCORPORATED	291.83		1384
116955	08/14/18	F0024 FISCHER, JOSEPH	261.00		1384
116956	08/14/18	F0028 FLORHAM PARK ROLLER RINK	1,627.50		1384
116957	08/14/18	F0047 FULLERTON FORD	432.88		1384
116958	08/14/18	F0158 FLEMINGTON DEPARTMENT STORE	149.95		1384

116959	08/14/18	F0289	FIREFIGHTER ONE	1,738.55	1384
116960	08/14/18	F0299	FASTENAL CO.	329.13	1384
116961	08/14/18	F0324	FLAGSHIP DENTAL PLANS	330.69	1384
116962	08/14/18	F0326	FX AUTOMOTIVE LLC	63.47	1384
116963	08/14/18	F0330	FIDELITY SECURITY LIFE INS	228.83	1384
116964	08/14/18	G0004	GALLS, INC.	102.03	1384
116965	08/14/18	G0066	GRAINGER INC	306.60	1384
116966	08/14/18	G0070	GREY HOUSE PUBLISHING	265.50	1384
116967	08/14/18	G0098	JCP&L	36,643.22	1384
116968	08/14/18	G0138	GENERAL PLUMBING SUPPLY	517.03	1384
116969	08/14/18	G0300	GOLD TYPE BUSINESS MACHINES	1,078.47	1384
116970	08/14/18	G0333	BEDMINSTER CAR WASH	110.85	1384
116971	08/14/18	G0497	GARTH, LORI	75.00	1384
116972	08/14/18	G0509	GREEN ROCK RECYCLING	300.00	1384
116973	08/14/18	H0029	HUMPHREYS PEST CONTROL, INC.	75.00	1384
116974	08/14/18	H0235	HOOVER TRUCK CENTERS	640.56	1384
116975	08/14/18	H0241	HASTY AWARDS INC.	522.50	1384
116976	08/14/18	H0246	HOME DEPOT CREDIT SERVICES	1,224.23	1384
116977	08/14/18	H0261	HANSEN, BRIDGET	400.00	1384
116978	08/14/18	H0326	THE HOBBY QUEST	2,400.00	1384
116979	08/14/18	H0339	HIGH TECH LANDSCAPES, INC	500.00	1384
116980	08/14/18	I0067	INDUSTRIAL RUBBER COMPANY	421.92	1384
116981	08/14/18	I0071	INNOVA DISC GOLF	139.00	1384
116982	08/14/18	I0152	IWS TRANSFER SYSTEMS OF NJ	2,000.31	1384
116983	08/14/18	I0155	IDEAL AUTO BODY	199.20	1384
116984	08/14/18	J0093	JOHNNY ON THE SPOT	883.50	1384
116985	08/14/18	J0150	FORD OF JERSEY CITY	68.89	1384
116986	08/14/18	J0179	JUBRIKS, LLC DBA BRICKS 4 KIDZ	1,265.00	1384
116987	08/14/18	J0190	JP MONZO MUNICIPAL CONSULTING	50.00	1384
116988	08/14/18	J0200	J ROUSEK TOY CO INC.	148.80	1384
116989	08/14/18	J0210	JTG CONSTRUCTION INC	173,401.90	1384
116990	08/14/18	K0259	KONICA MINOLTA PREMIER FINANCE	122.00	1384
116991	08/14/18	K0274	KELLER & KIRKPATRICK, INC	17,375.00	1384
116992	08/14/18	K0297	KONICA MINOLTA PREMIER FINANCE	137.58	1384
116993	08/14/18	K0304	KERI ENGINEERING PC	33,326.00	1384
116994	08/14/18	L0005	LIBRARY PETTY CASH	3.50	1384
116995	08/14/18	L0116	LAWMEN SUPPLY	15,356.16	1384
116996	08/14/18	L0187	LAKELAND BUS COMPANY	875.00	1384
116997	08/14/18	L0282	LIBRARYINSIGHT, INC.	1,149.00	1384
116998	08/14/18	L0304	LKE CATERING, INC.	500.00	1384
116999	08/14/18	L0380	LYNDHURST	50.00	1384
117000	08/14/18	M0010	MOBILE LAWNMOWER SERVICE, INC.	488.42	1384
117001	08/14/18	M0015	MOORE MEDICAL, LLC	539.00	1384
117002	08/14/18	M0091	MCAA OF NJ-TREASURER	45.00	1384
117003	08/14/18	M0288	M & M WELDING AND STEEL	435.00	1384
117004	08/14/18	M0441	MAIN LINE COMMERCIAL POOLS, INC	8,488.39	1384
117005	08/14/18	M0465	RR DONNELLEY	147.00	1384
117006	08/14/18	M0518	KONICA MINOLTA BUSINESS SOL.	252.51	1384
117007	08/14/18	M0518	KONICA MINOLTA BUSINESS SOL.	62.00	1384
117008	08/14/18	M0518	KONICA MINOLTA BUSINESS SOL.	414.58	1384
117009	08/14/18	M0674	MUENZEN, AUDREY B.	500.00	1384
117010	08/14/18	M0823	MOOSEWOOD TREE SERVICE	500.00	1384
117011	08/14/18	M0830	MOTT MACDONALD	5,539.76	1384
117012	08/14/18	M0874	MAGIC TOUCH CONSTRUCTION CO	500.00	1384
117013	08/14/18	N0006	NEW JERSEY AMERICAN WATER CO.	84.32	1384
117014	08/14/18	N0006	NEW JERSEY AMERICAN WATER CO.	337.47	1384
117015	08/14/18	N0006	NEW JERSEY AMERICAN WATER CO.	39,622.08	1384
117016	08/14/18	N0017	NJ STATE LEAGUE OF MUNICIPAL.	230.00	1384
117017	08/14/18	N0017	NJ STATE LEAGUE OF MUNICIPAL.	25.00	1384
117018	08/14/18	N0017	NJ STATE LEAGUE OF MUNICIPAL.	25.00	1384
117019	08/14/18	N0032	NJ STATE DEPT HEALTH/SR SVCS	96.00	1384
117020	08/14/18	N0035	NEW JERSEY PLANNING OFFICIALS	590.00	1384
117021	08/14/18	N0053	NJ UNEMPLOYMENT COMP. FUND	3,690.00	1384
117022	08/14/18	N0415	NATIONAL FUEL OIL INC	7,998.48	1384
117023	08/14/18	N0419	NIXON, PAMELA	65.00	1384
117024	08/14/18	N0459	NV5, INC.	1,759.69	1384
117025	08/14/18	N0468	NORCIA CORPORATION	3,482.00	1384
117026	08/14/18	O0003	ORIENTAL TRADING COMPANY, INC.	53.44	1384
117027	08/14/18	O0021	OFFICE DEPOT	0.00	08/14/18 VOID 0
117028	08/14/18	O0021	OFFICE DEPOT	3,368.24	1384
117029	08/14/18	O0102	OCLC, INC	201.21	1384
117030	08/14/18	O0105	O.C.A. BENEFIT SERVICES, LLC	108.90	1384
117031	08/14/18	O0134	OSWALT, SCOTT & VALERIE	360.00	1384
117032	08/14/18	P0014	PUBLIC SERVICE ELEC. & GAS CO	336.76	1384
117033	08/14/18	P0046	RESERVE ACCOUNT	5,814.77	1384
117034	08/14/18	P0538	PROVIDENT LIFE & ACCIDENT	260.44	1384
117035	08/14/18	P0546	PETER RUBINETTI PRIVATE DISP	1,871.40	1384
117036	08/14/18	P0587	BENSON FAMILY GOLF	169.00	1384
117037	08/14/18	P0601	PALFLEET TRUCK EQUIPMENT CO	119.34	1384
117038	08/14/18	P0602	PRAXAIR DISTRIBUTION, INC	25.56	1384
117039	08/14/18	P0605	PORTER LEE CORPORATION	144.97	1384
117040	08/14/18	P0618	PICERNO-GIORDANO	7,448.00	1384
117041	08/14/18	P0638	PROFACA, JOHN & CINDI	410.00	1384
117042	08/14/18	Q0002	CINTAS CORP. - #062	471.50	1384
117043	08/14/18	Q0028	QUALITY AUTO GLASS, INC	275.36	1384
117044	08/14/18	R0005	RECORDER PUBLISHING CO., INC	4.59	1384
117045	08/14/18	R0010	REIDER ASSOCIATES, INC.	975.00	1384
117046	08/14/18	R0023	RICHIES TIRE SERVICE, INC.	780.00	1384
117047	08/14/18	R0045	RUTGERS - THE STATE UNIVERSITY	2,435.00	1384
117048	08/14/18	R0050	ROTO-ROOTER	1,970.00	1384
117049	08/14/18	R0393	RESEARCH&DESIGN LANDSCAPE LLC	1,000.00	1384
117050	08/14/18	R0440	RAHWAY BUSINESS MACHINES, INC.	95.00	1384
117051	08/14/18	R0528	RICHTER, GREGORY & NICHOLE	104.70	1384
117052	08/14/18	S0013	SNAP-ON TOOLS CORPORATION	326.14	1384
117053	08/14/18	S0016	STORR TRACTOR COMPANY	1,582.70	1384
117054	08/14/18	S0021	S & S WORLDWIDE, INC.	73.57	1384
117055	08/14/18	S0061	SWANK MOTION PICTURES, INC.	1,060.00	1384

TOWNSHIP COMMITTEE MINUTES

08-14-2018

117056	08/14/18	S0062	STAR LEDGER	82.15	1384
117057	08/14/18	S0067	SOMERSET COUNTY TREASURER	5,560,867.64	1384
117058	08/14/18	S0068	SOMERSET COUNTY TREASURER	525,371.28	1384
117059	08/14/18	S0093	SOMERSET COUNTY POLICE ACADEMY	720.00	1384
117060	08/14/18	S0100	BOWLMORE-AMF	6,070.10	1384
117061	08/14/18	S0101	STICKEL, KOENIG, SULLIVAN&DRILL	1,566.00	1384
117062	08/14/18	S0191	SOMERSET COUNTY RECYCLING PROG	60,638.63	1384
117063	08/14/18	S0202	SUBURBAN PROPANE	746.39	1384
117064	08/14/18	S0227	SHEARON ENVIROMENTAL DESIGN CO	23,322.22	1384
117065	08/14/18	S0372	SOMERSET COUNTY PARK COMM - TR	4,740.00	1384
117066	08/14/18	S0378	STAVOLA ASPHALT	7,980.98	1384
117067	08/14/18	S0443	STAPLES ADVANTAGE	297.61	1384
117068	08/14/18	S0628	STATE OF NEW JERSEY-HB	211,905.91	1384
117069	08/14/18	S0691	SUPERIOR DISTRIBUTORS	1,102.02	1384
117070	08/14/18	S0736	SOMERSET COUNTY	85.41	1384
117071	08/14/18	S0847	SHI INTERNATIONAL	44,900.00	1384
117072	08/14/18	S0875	SUNLIGHT GENERAL CAPITAL	295.41	1384
117073	08/14/18	S1009	SCOTT, PATRICIA	360.00	1384
117074	08/14/18	T0023	TRILOGY REPERTORY CO.	3,570.00	1384
117075	08/14/18	T0049	TROPICANA ATLANTIC CITY	240.00	1384
117076	08/14/18	T0049	TROPICANA ATLANTIC CITY	240.00	1384
117077	08/14/18	T0049	TROPICANA ATLANTIC CITY	720.00	1384
117078	08/14/18	T0049	TROPICANA ATLANTIC CITY	120.00	1384
117079	08/14/18	T0049	TROPICANA ATLANTIC CITY	240.00	1384
117080	08/14/18	T0049	TROPICANA ATLANTIC CITY	240.00	1384
117081	08/14/18	T0066	CENGAGE LEARNING CREDIT SVCS	153.79	1384
117082	08/14/18	T0088	TERRE CO. OF NJ, INC.	682.50	1384
117083	08/14/18	T0101	TRIANGLE COMMUNICATIONS	140.00	1384
117084	08/14/18	T0192	TURN OUT UNIFORMS INC	319.98	1384
117085	08/14/18	T0240	TREASURER-STATE OF NEW JERSEY	50.00	1384
117086	08/14/18	T0282	TRAINER'S WAREHOUSE	106.41	1384
117087	08/14/18	T0325	TOP LINE CONSTRUCTION CORP	414,177.12	1384
117088	08/14/18	T0338	TMDE CALIBRATION LABS, INC.	283.26	1384
117089	08/14/18	T0372	TLO, LLC	116.00	1384
117090	08/14/18	T0378	THE GUARDIAN LIFE INS CO OF AM	80.19	1384
117091	08/14/18	T0422	TOMAHAWK LAKE , INC.	36.00	1384
117092	08/14/18	T0426	THE NATIONAL COUNCIL FOR	1,137.00	1384
117093	08/14/18	T0440	THE GRAVITY VAULT, LLC	482.00	1384
117094	08/14/18	T0446	THE PROPRIETARY HOUSE ASSOC	210.00	1384
117095	08/14/18	U0001	UNITEMP INC.	1,336.00	1384
117096	08/14/18	U0056	U.S. MUNICIPAL SUPPLY, INC.	146.06	1384
117097	08/14/18	V0008	VITAL COMMUNICATIONS, INC.	100.00	1384
117098	08/14/18	V0020	VILLAGE OFFICE SUPPLY	65.50	1384
117099	08/14/18	V0056	VERIZON WIRELESS	1,800.70	1384
117100	08/14/18	V0058	VERIZON	1,708.79	1384
117101	08/14/18	V0073	VAIL INDUSTRIAL SUPPLIES	161.54	1384
117102	08/14/18	V0084	VERIZON	681.96	1384
117103	08/14/18	V0091	VENETO TRATORRIA	620.00	1384
117104	08/14/18	V0124	VERIZON BUSINESS FIOS	569.98	1384
117105	08/14/18	V0177	VERIZON	424.64	1384
117106	08/14/18	V0185	VERIZON NETWORK FLEET	625.35	1384
117107	08/14/18	V0193	VISAKAY, MARILYN	125.00	1384
117108	08/14/18	W0014	BEYER-WARNOCK FLEET	5,958.90	1384
117109	08/14/18	W0016	WARRENVILLE TRUE VALUE	726.42	1384
117110	08/14/18	W0056	WELDON CONCRETE CO.	1,021.03	1384
117111	08/14/18	W0074	WELSH'S MOTOR SALES, INC.	442.72	1384
117112	08/14/18	W0092	WEST GROUP	424.00	1384
117113	08/14/18	W0187	WASTE MANAGEMENT OF NJ, INC	1,000.00	1384
117114	08/14/18	W0259	VENTURA, MIESOWITZ, KEOUGH &	2,070.00	1384
117115	08/14/18	W0286	WORLDWIDE LANGUAGE SVCS CORP	400.00	1384
117116	08/14/18	W0326	WESTCHESTER BROADWAY THEATRE	605.83	1384
117117	08/14/18	W0339	W.B. MASON	179.22	1384
117118	08/14/18	W0362	WENZEL, MICHAEL & HEATHER	1,032.24	1384
117119	08/14/18	X0003	XEROX CORPORATION	215.73	1384
117120	08/14/18	Z0041	ZERO WASTE USA	399.90	1384

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
Checks:	217	3	8,644,136.06	0.00
Direct Deposit:	11	0	4,478.16	0.00
Total:	228	3	8,648,614.22	0.00

Totals by Year-Fund	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND	7-01	8,417.77	0.00	0.00	8,417.77
CURRENT FUND	8-01	7,773,307.58	0.00	0.00	7,773,307.58
DOG FUND	8-12	1,771.51	0.00	0.00	1,771.51
GOLF COURSE UTILITY	8-26	37,048.87	0.00	0.00	37,048.87
Year Total:		7,812,127.96	0.00	0.00	7,812,127.96
CAPITAL FUND	C-04	650,932.12	0.00	0.00	650,932.12
PUBLIC GRANTS	G-02	20,205.96	0.00	0.00	20,205.96
TRUST FUNDS	T-13	147,185.60	0.00	0.00	147,185.60
PROJECT		9,744.81	0.00	0.00	9,744.81
Total Of All Funds:		8,648,614.22	0.00	0.00	8,648,614.22

[Resolution #2018-0353](#) - Award of Bid, 2018-2021 Municipal Trash Services-Variou Locations to Peter Rubinetti Private Disposal LLC, 16 Chelsea Dr., Randolph, NJ 07869

WHEREAS, The Township received bids on Wednesday, July 11, 2018 at 10:30 A.M. for Municipal Trash Services. The Bid Summary is as follows:

Bidder	2018-2019 Yearly Cost	2019-2020 Yearly Cost	2020-2021 Yearly Cost	Total
Peter Rubinetti Private Disposal LLC	\$22,456.68	\$22,456.68	\$22,456.68	\$67,370.04
30 CY Container Price/Trip	\$650.00	\$650.00	\$650.00	\$1,950.00

WHEREAS, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award a contract to the lowest responsible bidder, Peter Rubinetti Private Disposal LLC., 16 Chelsea Dr., Randolph, NJ 07869; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations to be charged are #8-01-32-465-23E/9-01-32-465-23E/0-01-32-465-23E/1-01-32-465-23E and 8-01-29-390-233/9-01-29-390-233/0-01-29-390-233 and 1-01-29-390-233 (pending Township Committee budget year approval); and

WHEREAS, this contract has been awarded to Peter Rubinetti Private Disposal LLC., 16 Chelsea Dr., Randolph, NJ 07869 through a "fair and open process" pursuant to N.J.S.A. 19:44A-20.4, et seq.

WHEREAS, as provided by Local Public Contract Law 40A:11-15, this contract is for one (1) year with an option for renewal for two (2) additional one year (1) year periods providing that funds are appropriated in the respective operating budgets for the expenditure and performance is satisfactory.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that in accordance with the bid specifications, the contract between Bernards Township ("Owner") and Peter Rubinetti Private Disposal LLC., ("Contractor") shall contain:

1. The Contractor shall commence the work not later than 10 calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.
2. This contract shall, for all-purpose 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. Billing must be rendered within 30 days of service delivery.
5. 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 A.
6. The Township may terminate this contract if contractor does not full its obligations as set forth in the Bid Specification, upon thirty days written notice via certified mail.
7. To the extent the terms of the resolution are inconsistent with the contract the terms of the contract shall govern.

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

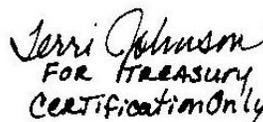
I agree to the terms as stated in this Resolution and by signing this document, as I am committed to follow all terms of this award.

Peter Rubinetti, Managing Partner

CFO CERTIFICATION

I, Terri Johnson, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced contract. Monies are available in Solid Waste Disposal-Municipal Trash Budget Account #'s 8-01-32-465-23E/9-01-32-465-23E/0-01-32-465-23E/1-01-32-465-23E and Library-Trash Removal Budget Account #'s 8-01-29-390-233/9-01-29-390-233/0-01-29-390-233 and 1-01-29-390-233 (pending Township Committee budget year approval).

Date: 7/24/2018



FOR TREASURY
CERTIFICATION ONLY

Terri Johnson, Chief Financial Officer

Resolution #2018-0354 - Issuance of Solicitor's License Todd Claytor, Edward Jones Period 07/01/2018 – 12/31/2018, Effective 08/14/2018

WHEREAS, Todd Claytor, 175 Sand Spring Road, Morristown, NJ, has applied for a Solicitor's License for the license period of 07/01/2018 to 12/31/2018, effective 08/14/2018, for the purposes of door-to-door sales of Edward Jones Financial Services; and

WHEREAS, the applicant is not required to obtain a solicitor's permit from the Township pursuant to Section 4-2.2.a "Exceptions" of the Revised General Ordinance and has requested that a license be issued; and

WHEREAS, pursuant to Chapter 4, Section 2 of the Revised General Ordinances of the Township of Bernards, the applicant has provided required documentation and paid the applicable fee; and

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

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

Resolution #2018-0355 - Issuance of Solicitor's Licenses, Daniel Kutz, Gustavo Banks, Jordan Von Trapp, Kevin Adams, Keaton Wrathall, and Muhammad Hamideh, Aptive Environmental, LLC Pest Control Services Period, 07/01/2018 to 12/31/2018 Effective 08/14/2018

WHEREAS, Daniel Kutz, Gustavo Banks, Jordan Von Trapp, Kevin Adams, Keaton Wrathall, and Muhammad Hamideh, soliciting on behalf of Aptive Environmental, LLC, 19 Route 10 East, Unit 24, Succasunna, NJ, 07876 has applied for Solicitor's Licenses for the license period of 07/01/2018 to 12/31/2018, effective 08/14/2018, for the purposes of door-to-door sales of Pest Control Services; and

WHEREAS, pursuant to Chapter 4, Section 2 of the Revised General Ordinances of the Township of Bernards, the applicants have provided required documentation and paid the applicable fee; and

WHEREAS, the Municipal Clerk, the Chief of Police and the Zoning Officer have reviewed said applications and found them complete.

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

Resolution #2018-0356 - Approval of a Street Closing Permit for a Block Party on Grove Road, 09/08/18, (Rain Date 09/09/18)

WHEREAS, Tara Davis, 22 Homestead Road, Basking Ridge, NJ, hereinafter "the applicant," has requested permission to close Grove Road on 09/08/18, rain date 09/09/18, from Noon to 7:00 PM for the purpose of holding a block party; and

WHEREAS, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 7-16.1. et. seq.; and

WHEREAS, the Municipal Clerk and Police Chief have reviewed the application and recommend approval.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards that the request be approved.

[Resolution #2018-0357](#) - *Authorizing Submission of a Grant Application to the Bureau of Justice Assistance and the United States Department of Justice for a Grant Entitled BJA STOP School Violence Threat Assessment and Technology Reporting Program FY 2018 Competitive Grant Application: \$5,000 for the Bernards Township Police Department and the Bernards Township Board of Education*

WHEREAS, the Bernards Township Police Chief is recommending the Township Committee approve a Grant application to the Bureau of Justice Assistance and the United States Department of Justice for a Grant Entitled BJA STOP School Violence Threat Assessment and Technology Reporting Program FY 2018 which would provide \$5,000 for training school personnel and students to prevent student violence and the development and operation of an anonymous reporting system against threats of school violence; and

WHEREAS, the Township has received notification of the availability of competitive grant funds that are available to the Bernards Township Police Department with the purpose of conducting training. Funds from this grant would be used for the "STOPIT" program which is designed to train all teachers and support staff at all schools in threat assessment.

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 Grant Entitled BJA STOP School Violence Threat Assessment and Technology Reporting Program FY 2018 Competitive Grant Application: \$5,000 for the Bernards Township Police Department and the Bernards Township Board of Education : \$5,000 for the Bernards Township Police Department and the Bernards Township Board of Education.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards that the Chief of Police or his designee of the Bernards Township Police Department serves as the project manager for this grant application.

[Resolution #2018-0359](#) - *Acceptance of Grant and Insertion of Revenue Item Into the 2018 Budget \$5,000 for the Somerset County Youth Services Annual Grant-2018 for the Purpose of Funding the RAAD Youth Leadership Program*

WHEREAS, N.J.S. 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; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township has received a notice of an award of \$5,000.00 for the Somerset County Youth Services Annual Grant-2018 for the purpose of funding the RAAD Youth Leadership Program, and wishes to amend its 2018 budget to include this amount as a revenue.

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 an item of revenue from:

Miscellaneous Revenues:
Public and Private Revenues Offset with Appropriations:
Somerset County Youth Services Annual Grant-2018

BE IT FURTHER RESOLVED that a like sum of \$5,000.00 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:
Somerset County Youth Services Annual Grant-2018

BE IT FURTHER RESOLVED that the Chief Financial Officer will electronically submit this resolution to the Director of Local Government Services.

[Resolution #2018-0360](#) - *Acceptance of Grant and Insertion of Revenue Item Into the 2018 Budget \$5,000 for the Somerset County Youth Services Competitive Grant-2018 for the Purpose of Funding the Peer Educators Program at William Annin Middle School*

WHEREAS, N.J.S. 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; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township has received a notice of an award of \$5,000.00 for the Somerset County Youth Services Competitive Grant-2018 for the purpose of funding the Peer Educators Program at William Annin Middle School, and wishes to amend its 2018 budget to include this amount as a revenue.

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 an item of revenue from:

Miscellaneous Revenues:
Public and Private Revenues Offset with Appropriations:
Somerset County Youth Services Competitive Grant-2018

BE IT FURTHER RESOLVED that a like sum of \$5,000.00 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:
Somerset County Youth Services Competitive Grant-2018

BE IT FURTHER RESOLVED that the Chief Financial Officer will electronically submit this resolution to the Director of Local Government Services.

[Resolution #2018-0361](#) - *Partial Rescinding of Resolution #2018-0269 Authorizing the Mailing of Estimated 3rd quarter 2018 Tax Bills*

WHEREAS, Resolution 2018-0269, titled Authorizing the Mailing of Estimated 3rd quarter 2018 Tax Bills, was passed on May 29, 2018; and

WHEREAS, said resolution has four conditions outlined for approval; and

WHEREAS, items 1 and 2 are no longer needed due to the receipt of the 2018 tax rate.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that we do hereby approve and authorize rescinding items 1 and 2 of Resolution #2018-0269.

[Resolution #2018-0362](#) - *Authorization for Tax Refunds*

WHEREAS, overpayments were created on the blocks and lots listed below due to reduction in the assessment through the County Tax Board; and

WHEREAS, refunds are required in order to clear the accounts as recommended by the Tax Collector.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township Bernards, that we do here approve and authorize the following tax refunds:

Block & Lot	Quarter & Year	Amount	Issue Refund To
5001/40	2018	\$524.25	William C & Laurie E Dobson, Trustee 95 Annin Rd Far Hills NJ 07931
9703/44	2018	\$246.62	Tse Chin Chao & Hui-Hsuan Liu 22 Paisley Ln Basking Ridge NJ 07920

Resolution #2018-0363 - Authorization for Tax Refunds

WHEREAS, tax overpayments exist because the property owners or mortgage companies erroneously prepaid for the year 2018 taxes; and

WHEREAS, the owners or mortgage companies have requested from the tax collector that a refund be issued.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that we do hereby approve and authorize the following refunds.

Block & Lot	Quarter & Year	Amount	Issue Refund To
6401/17	2018	\$6,600.50	Refunds Corelogic 3001 Hackberry Rd Irving TX 75063
9903/5	2019	\$4,168.49	Carolyn Bregartner 93 S Edgewood Rd Bedminster NJ 07921

Resolution #2018-0364 - Change Order # 2 – Increase of \$5,000.00 Professional Services Contract for Alternate Special Counsel Stephen O. Davis, Esq., of the firm DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum, P.C. for a New Not to Exceed Amount of \$16,000.00

WHEREAS, the Bernards Township Committee adopted Resolution #2018-0012 on January 2, 2018 appointing Stephen O. Davis, Esq., of the firm DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum, P.C.; and

WHEREAS, the Bernards Township Committee adopted resolution #2018-0231 approving change order #1 on April 24, 2018 for an additional \$ 6,000.00 for alt special counsel; and

WHEREAS, the Chief Financial Officer has certified that funds will be made available in the 2018 Current Fund Budget – Legal Fees and Compensation, line account # 8-01-20-155-204, and Board of Health Fees and Compensation #8-01-27-330-204.

NOW, THEREFORE BE IT RESOLVED, by the Bernards Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue a change order to; Stephen O. Davis, Esq., of the firm DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum, P.C in the amount of \$5,000.00 for a new not to exceed amount of \$16,000.00.

NOW THEREFORE BE IT FINALLY RESOLVED, by the Township Committee of the Township of Bernards that a notice of this resolution 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 following all terms of this award.

Stephen O. Davis, Esq. of the Firm DiFrancesco Bateman, Coley,
Yospin, Kunzman, Davis, Lehrer & Flaum, P.C.,

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Treasurer of Bernards Township, hereby certify that adequate funds are available for the above referenced purchase for an additional amount of \$5,000.00 for a new not to exceed amount of \$16,000.00. Monies will be made available in the 2018 Current Fund Budget – Legal Fees and Compensation, line account # 8-01-20-155-204, and Board of Health Fees and Compensation #8-01-27-330-204



Sean McCarthy
Treasurer

Date: August 7, 2018

Resolution #2018-0365 - Approval of Street Closing Permit for Block Party on Birch Drive, 09/15/18, (Rain date 09/16/18)

WHEREAS, David Carson, 11 Birch Drive, Basking Ridge, hereinafter “the applicant,” has requested permission to temporarily close Birch Drive on 09/15/18, with a rain date of 09/16/18 from 3 PM to 9 PM for the purpose of holding a block party; and

WHEREAS, the applicant has satisfied the requirements of the Revised General Ordinances of the Township of Bernards § 7-16.1. et. seq.

WHEREAS, the Municipal Clerk and Police Chief have reviewed the application and recommend approval.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards that the street closing permit for a Block Party be approved.

Resolution #2018-0366 - Award of Bid for Department of Public Works Road Repairs to Renda Roads Inc., P.O. Box 89, Whitehouse, NJ 08888, In the Amount of \$499,850.00 for Alt. #1 and In the Amount Not to Exceed \$350,000.00 for Alt #2

WHEREAS, the Township of Bernards received bids on Thursday, July 26, 2018 at 10:30 AM for Department of Public Works Road Repairs: The Bid Summary as follows:

Alternate # 1 (Various roadway repair throughout the Township, it is intended to keep the project open as outlined in specifications so as to repair various areas at various times as directed by Bernards Township DPW. Minimum repair area 4 SY)

Contractor	Alt. #1
Renda Roads, Inc.	\$499,850.00
Glen G Hale Inc.	\$746,065.00
AJM Contractors, Inc.	\$903,000.00

Alternate #1 (Various roadway repair throughout the Township, it is intended to keep the project open as outlined in specifications so as to repair various areas at various times as directed by Bernards Township DPW. Minimum repair area 4SY)

DESCRIPTION	UNIT	QTY	UNIT PRICE	TOTAL UNIT PRICE
Fuel Price Adjustment	LS	1	\$500.00	\$500.00
Asphalt Price Adjustment	LS	1	\$500.00	\$500.00
2” Mill	SY	16,000	\$6.00	\$96,000.00
5” Mill	SY	2,800	\$10.00	\$28,000.00
Dense Graded Aggregate Repair Areas	TONS	150	\$11.00	\$1,650.00
Bit. Concrete Mix I-2, 5” Thick	TONS	800	\$124.00	\$99,200.00
FABC Mix I-5, 2” Thick	TONS	2,000	\$125.00	\$250,000.00
Walking/Biking Path, 4’-8”. FABC Mix I-5, 2” Thick	TONS	150	\$160.00	\$24,000.00

TOTAL UNIT PRICE BID				\$499,850.00
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Alternate # 2 (Unit price for additional repair work from date of award of bid to November 30, 2019 for the repairing of various roads as directed by the Public Works Department)

Contractor	Alt. #2 (Unit Price)
Renda Roads, Inc.	\$1,518.00
AJM Contractors, Inc.	\$2,175.00
Glen G Hale Inc.	\$2,215.80

Renda Roads, Inc. (Alt. #2 by description-Unit price for additional road repairs as directed by the DPW Director through November 30, 2019 – Cost not to exceed \$350,000.00)

DESCRIPTION	UNIT	QTY	UNIT PRICE	TOTAL UNIT PRICE
Fuel Price Adjustment	LS	1	\$500.00	\$500.00
Asphalt Price Adjustment	LS	1	\$500.00	\$500.00
2" Mill	SY	4	\$7.00	\$28.00
5" Mill	SY	4	\$11.00	\$44.00
Dense Graded Aggregate Repair Areas	TONS	1	\$11.00	\$11.00
Bit. Concrete Mix I-2, 5" Thick	TONS	1	\$130.00	\$130.00
FABC Mix I-5, 2" Thick	TONS	1	\$135.00	\$135.00
Walking/Biking Path, 4'-8'. FABC Mix I-5, 2" Thick	TONS	1	\$170.00	\$170.00
TOTAL BID				\$1,518.00

WHEREAS, it is the combined recommendation of the Director of Public Works, Administrator and Purchasing Agent to award the contract to Renda Roads Inc., P.O. Box 89, Whitehouse, NJ 08888 in the amount of \$499,850.00 for Alt. #1, and in the amount not to exceed of \$350,000.00 for Alt. #2; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or ordinance to be charged will be Capital Ordinance #2387 line account #C-04-55-387-C01 (\$200,000.00), Capital Ordinance #2387; line account C-04-55-387-C02 (\$100,000.00), Capital Ordinance #2337 line account #C04-55-337-D01 (\$26,457.50), Capital Ordinance #2366 line account #C-04-55-366-D01 (\$67,122.60) and line account #8-01-26-290-266 (\$106,269.90) for Alt. #1; and

WHEREAS, the Chief Financial Officer has certified funds will be budgeted in 2019; the line appropriations or ordinance to be charged will be Capital Ordinance – DPW Capital Improvements (\$300,000.00) and budget line account #9-01-26-290-266 – (\$50,000.00) contingent upon Township Committee budget approval for Alt. #2; and

WHEREAS, this contract has been awarded to Renda Roads, Inc., 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: Renda Roads Inc., P.O. Box 89, Whitehouse, NJ 08888; and

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 Renda Roads, Inc., ("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 2018 DPW Road Repairs Alt. #1 & Alt. #2.

2. This contract shall, for all purposes, be deemed a New Jersey Contract and any provision of this contract shall be governed and interpreted with the Laws of the State of New Jersey.
3. Any modification to this contract shall be in writing and signed by both parties and upon obtaining said signatures shall immediately become part of the contract.
4. The cost of this contract is not to exceed the total bid amount unless negotiated in advance of service delivery, and the Township Committee approves an amendment revising that figure.
5. Billing must be rendered within 30 days of service delivery.
6. As required by law, the parties to this contract agree to incorporate into this contract the mandatory affirmative action language promulgated by the Treasurer pursuant to P.L. 1975, c.127, which is attached to resolution as Exhibit B.
7. The Township may terminate this contract if contractor does not fulfill the services as outlined in the Bid Specification, upon 10 days written notice via certified mail.
8. The Contractor shall commence the work not later than 120 calendar days after the owner has given the Notice to Proceed Date to the Contractor in writing.
9. 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.
10. If the Contractor fails to complete the work within the specified time plus extensions, the Contractor shall be responsible to the Township for liquidated damages in the sum of \$500.00 per day for every day thereafter until the completion and acceptance of the work. Such liquidated damages shall not be considered as a penalty. The Township shall deduct and retain out of any money due or to become due herein to Contract the amount of the liquidated damages.
11. In accordance with bid specifications, if the Contractor, upon notification by the Township of Bernards, fails to execute the contract prepared by the Township attorney within 10 days of such notification with the Township of Bernards, the Township may rescind the award of the bid to the Contractor and award the contract to another bidder, and shall have the right to proceed against the guaranty accompanying the bid.

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

Peter DeLoria, Vice President

CFO CERTIFICATION

I, Sean McCarthy, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced contract for DPW Road Repairs. Monies are available in Capital Ordinance #2387 line account #C-04-55-387-C01 (\$200,000.00), Capital Ordinance #2387; line account C-04-55-387-C02 (\$100,000.00), Capital Ordinance #2337 line account #C04-55-337-D01 (\$26,457.50), Capital Ordinance #2366 line account #C-04-55-366-D01 (\$67,122.60) and line account #8-01-26-290-266 (\$106,269.90) for Alt. #1,.

Funds will be budgeted in 2019; the line appropriations or ordinance to be charged will be Capital Ordinance – DPW Capital Improvements (\$300,000.00) and budget line account #9-01-26-290-266 – (\$50,000.00) contingent upon Township Committee budget approval for Alt. #2.

Date: August 7, 2018



Sean McCarthy, Treasurer

[Resolution #2018-0367](#) - Approval of Special Event Permit Olde Mill Inn Tour of Basking Ridge & Labor Day Children's Bicycle Races September 3, 2018

WHEREAS, Jennifer Gander, Director, representing the Bernards Township Department of Parks & Recreation, 1 Collyer Lane, Basking Ridge, NJ “the applicant,” has requested a special event permit for September 3, 2018 from 6:00am to 2:00pm for the purpose of a holding a community event; and

WHEREAS, the applicant has requested that S. Finley Avenue between Collyer Lane and Oak Street (Henry Street Intersection with Finley closed, Henry to Oak may be open); Henry Street to Rankin Avenue to Cedar Street to Dyckman Place to Colonial Drive to South Finley be closed during the event; and

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

WHEREAS, the Municipal Clerk, Police Chief have reviewed the application and find it complete in all respects.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards by the Township Committee of the Township of Bernards that the special event permit and temporary street closures be approved.

[Resolution #2018-0370](#) - *Awarding an Extraordinary Unspecifiable Services Contract to Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809, In the Not to Exceed Amount of \$83,262.57*

WHEREAS, the Basking Ridge First Aid Squad Ambulance was involved in a vehicular accident on June 29, 2018; and

WHEREAS, the ambulance sustained extensive damage that is covered by the Municipal Excess Liability (MEL) affiliated Joint Insurance Funds; and

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

WHEREAS, this contract was 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 the 2018 Self Insurance Fund, line account #T-13-56-054-SIF; and

WHEREAS, the purchasing agent has filed a Certificate Declaration for this Extraordinary Unspecifiable Service with the Municipal Clerk.

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

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Bernards that an extraordinary unspecifiable service contract be awarded to Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809 in the amount not to exceed \$ 83,262.57; and

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

CERTIFICATE DECLARATION FOR EXTRAORDINARY UNSPECIFIABLE SERVICE

Describe in detail the nature of work:	Collision work on Ford E Series SD Cutaway Chassis Ambulance due to vehicular accident on June 29, 2018.
Describe why the contract meets the provision of the statute:	The services to be provided by Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809 who are specialized in collision work performed on emergency vehicles. .
Describe why the service is qualitative in nature requiring the need for expertise, extensive training and proven reputation:	The services to be provided by Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809 are specialized in collision work performed on emergency ambulance vehicles.
Explain why it is not reasonably possible to draft specifications:	Service is particular and inherent to this provider because of the scope of repair work.
Describe the informal solicitation of quotes:	Due to the nature of the work, Municipal Excess Liability (MEL) affiliated Joint Insurance Funds has recommended the municipality utilize Bay Head Investments, Inc., 43 Jefferson Ave, Berlin, NJ 08809 because of their extensive experience in collision work with emergency vehicles.


Francis J. Decibus
Township Purchasing Agent

I, Francis J. Decibus, have reviewed the rules of the DLGS pursuant to N.J.A.C. 5:34-2.1 et seq. and certify that the proposed contract may be considered an extraordinary unspecifiable service in accordance with the requirements thereof.

Francis J. Decibus, QPA Purchasing Agent

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Treasurer of the Township of Bernards, hereby certify that adequate funds are available for the above referenced purchase in the amount not to exceed \$83,262.57. Monies are available in the 2018 Self Insurance Fund, line account #T-13-56-054-SIF.

Date: August 8, 2018



Sean McCarthy, Treasurer

[Resolution #2018-0371](#) - Award of Change Order #1 for Lurline Drive and Hessian Street Reconstruction to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 Increase of \$25,068.42 (3.01%)

WHEREAS, the Engineering Department requests the following change order be authorized by the Township Committee:

Vendor	CO	Original Award	Amount of Increase	New Total
		\$832,819.32 RA# 2018-0229	\$25,068.42 (3.01%)	\$857,887.74
TOTAL CO	CO #1		\$25,068.42 (3.01%)	\$857,887.74

WHEREAS, it is the recommendation of the Township Engineer and Purchasing Agent to award this change order to Top Line Construction Corp.; and

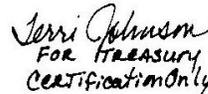
WHEREAS, the Chief Financial Officer has certified that funds are available in the budget or the line item appropriation Capital Ordinance #2382 line account #C-04-55-382-A01.

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 Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 in the amount of \$ 25,068.42 for a new total award of \$ 857,887.74.

CFO CERTIFICATION

I, Terri Johnson, 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 # 2382 in the amount of \$25,068.42 for a new not to exceed amount of \$ 857,887.74. Monies are available in account # C-04-55-382-A01

Date: 8/9/2018



Terri Johnson, Chief Financial Officer

[Resolution #2018-0372](#) - Award of Change Order #1 for Beechwood Road Storm Sewer to JTG Construction, Inc., 188 Jefferson Street, Suite 387, Newark, NJ 07105, Increase of \$38,291.67(6.85%)

WHEREAS, the Engineering Department requests the following change order be authorized by the Township Committee:

Vendor	CO	Original Award	Amount of Increase	New Total
		\$559,200.00 RA#2018-0128	\$38,291.67 (6.85%)	\$597,491.67
TOTAL CO	CO #1		\$38,291.67 (6.85%)	\$597,491.67

WHEREAS, it is the recommendation of the Township Engineer and Purchasing Agent to award this change order to JTG Construction, Inc.; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the budget; the line item appropriations or Capital Ordinance #2366 line account #C-04-55-366-A03.

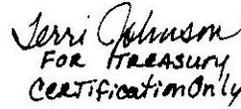
NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Bernards, Somerset County, New Jersey, that the Purchasing Agent is hereby authorized to issue a change order to JTG Construction,

Inc., 188 Jefferson Street, Suite 387, Newark, NJ 07105 in the amount of \$38,291.67 for a new total award of \$597,491.67.

CFO CERTIFICATION

I, Terri Johnson, 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 # 2366 in the amount of \$ 38,291.67 for a new total award amount of \$597,491.67. Monies are available in account # C-04-55-366-A03.

Date: 8/9/2018



FOR TREASURY
CERTIFICATION ONLY

Terri Johnson, Chief Financial Officer

****End Consent Agenda****

[Resolution #2018-0368](#) - *Authorizing a Memorandum of Agreement with the Bernards Township Board of Education Concerning the Hiring and Placement of a Special Police Officer III in the Bernards Township School District*

Motion by Bianchi second by Malay, that Resolution #2018-0368 be approved.

Roll Call:

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

WHEREAS, the State of New Jersey has created a new class of Special Police Officers known as Special Police Officer III (SLEOIII) specifically and solely for the purpose of school security as outlined in N.J.S.A. 40A:14-146.10, 40A:14-146.11, 40A:14-146.14, and 40A:14-146.16, and other appropriate provisions of New Jersey law; and

WHEREAS, the Township of Bernards (the "Township") and the Bernards Township Board of Education (the "Board" or "District") agree that having Special Class III Police Officer who is specifically trained for school security is a best practice for the safety and security of the students, faculty, staff and visitors to District Schools located in Bernards Township; and

WHEREAS, the Township and the Board agree that school security is of the utmost importance to create a safe learning environment for students; and

WHEREAS, the Township and the Board agree that the Township, through the Bernards Township Police Department, shall hire, subject to the terms of a Memorandum of Agreement, and make available a designated number of SLEO III Officer's as determined necessary to the Bernards Township School District.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Bernards, that we do hereby authorize and approve the Memorandum of Agreement with the Bernards Township Board of Education and authorize the Mayor and Clerk to execute the agreement on behalf of the Township.

[Ordinance #2402](#) - *An Ordinance to Amend the Revised General Ordinances of the Township of Bernards Chapter 3 "Police Regulations," Section 14 "Drug-Free School, Park, Public Housing and Public Building Zone," Subsection 1 Adoption of "[Map 1](#) & [Map 2](#)" – Introduction*

The clerk read the ordinance by title. Motion by Malay, second by Gaziano, that Ordinance #2402 be introduced on first reading, advertised as required by law, with a public hearing scheduled for 08/24/2018.

Roll Call:

Aye: Bianchi, Gaziano, Malay, Carpenter
Nay:

Abstain: Baldassare
Motion carried.

EXECUTIVE SESSION (continuation of early session if required)

Not required.

ADJOURNMENT

By unanimous consent, the meeting adjourned at 11:29 PM.

Respectfully submitted,

Denise Szabo
Municipal Clerk/Assistant Administrator

John Carpenter
Mayor