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## BERNARDS TOWNSHIP - TOWNSHIP COMMITTEE MINUTES

November 27, 2018 – COMBINED AGENDA/REGULAR MEETING

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.....11

**EXECUTIVE SESSION (CONTINUED FROM EARLIER SESSION IF REQUIRED)..... 11**

**ADJOURNMENT..... 12**

## CALL TO ORDER

The mayor called the meeting to order at 7:30 PM in the Municipal Building, 1 Collyer Lane, Basking Ridge, NJ. Those assembled saluted the flag and the mayor read the open public meetings statement in accordance with the law.

## ROLL CALL

Present: Baldassare, Bianchi, Gaziano, Malay (7:45 PM), Carpenter

Absent:

Also Present: Administrator Monaco, Attorney Belardo (8:00 PM), Engineer Timko (8:00 PM) Municipal Clerk/Assist. Admin. Szabo

## EXECUTIVE SESSION – [Resolution #2018-0450](#)

Motion by Baldassare, second by Bianchi, and unanimously agreed that Resolution #2018-0450 be approved. The meeting temporarily adjourned to Executive Session at 7:31 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 matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all individual employees or appointees whose right could be adversely affect request in writing that such matter or matters be discussed at a public meeting subject to the balancing of the public's interest and the employee's privacy rights under *South Jersey Publishing*, 124 NJ 478.  
*Appointments 2019.*

The meeting resumed in open session at 8:05 PM.

## PRESENTATIONS

### *Stormwater Education Poster Contest Winners*

This matter was tabled to the December meeting.

### *Shade Tree Commission Presentation of Sounding Block to the Township Made from the "Basking Ridge Oak Tree"*

On behalf of the Shade Tree Commission, Michael Zaidel, Jack Gray & Randy Santoro presented the sounding block to the Township Committee.

## PUBLIC COMMENT

Kippy Piedici, Sycamore Court, commented on Bianchi's Woman in Municipal Government Award

Todd Edelstein, Riverside Drive, commented on the Sewerage Authority, and the legalization of marijuana

## CORRESPONDENCE

Nothing listed.

## TOWNSHIP COMMITTEE/STAFF COMMENTS

Committee and staff members reported on their activities.

## FIRE & RESCUE APPOINTMENT

None

## UNFINISHED BUSINESS

None

## 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 Gaziano, that Resolutions #2018-0434 and #2018-0465 be removed from the Consent Agenda that the balance of the Consent Agenda be approved.

### Roll Call

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

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

### *Approval of Minutes*

#### [11/08/2018 Open Session](#)

These minutes were approved for content and release.

#### [Resolution #2018-0461](#) - Authorization for Tax Refund

**WHEREAS**, a tax overpayment exists because the property owner erroneously overpaid for the current year taxes; and

**WHEREAS**, the owner has 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
2501/8	1Q2019	\$500	Samy & Hoda M Kassem-Mabrouk 5 Flintlock Ct Basking Ridge NJ 07920

#### [Resolution #2018-0462](#) - Resolution Approving the Construction of the Rebel Hill Tennis Court Improvements

**WHEREAS**, Bernards Township has completed the construction of a public improvement within Bernards Township, commonly referred to as the Rebel Hill Tennis Court Improvements; and

**WHEREAS**, Bernards Township has caused the construction of the aforementioned improvement to be completed; and

**WHEREAS**, the governing body has reviewed the aforementioned construction and exercised its judgment and/or approved the judgments of others as represented by the plan,

**NOW, THEREFORE, BE IT RESOLVED** that the governing body of the Township of Bernards hereby formally approves the project entitled “Rebel Hill Tennis Court Improvements,” dated May 24, 2018, and prepared by Thomas Timko, PE, Township Engineer, for a certain public improvement generally described as the Rebel Hill Tennis Court Improvements, and

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be placed in the permanent project file, together with one copy of the plan referred to above with a notation referring to the Resolution of Approval placed thereon, and

**BE IT FURTHER RESOLVED** that a certified copy of this Resolution shall be forwarded to Bernards Township’s Joint Insurance Fund Risk Managers.

**Resolution #2018-0463** - *Change Order #2- Increase of \$5,000.00 for Bernards Township Housing Element and Fair Share Plan to Banisch Associates 111 Main St, Flemington, NJ 08822 for a New Not to Exceed Amount of \$ 30,000.00*

**WHEREAS**, the Bernards Township Committee adopted Resolution #2018-0248 on May 15, 2018 awarding a professional services contract in the amount of \$12,500.00 to Banisch Associates, 111 Main St, Flemington, NJ 08822 for professional planning services; and

**WHEREAS**, the Bernards Township Committee adopted Resolution #2018-0399 on September 11, 2018 awarding change order #1 in the amount of \$12,500.00 for a new not to exceed amount of \$25,000.00 to Banisch Associates, 111 Main St, Flemington, NJ 08822 for professional planning services; and

**WHEREAS**, the Chief Financial Officer has certified funds are available in the 2018 Affordable Housing Trust Fund line item appropriation account # T-13-56-055-COA.

**NOW THEREFORE BE IT RESOLVED**, by the Bernards Township Committee that the Purchasing Agent is hereby authorized to issue change order number #2 to Banisch Associates, 111 Main St, Flemington, NJ 08822 in the amount of \$5,000.00 for a new not to exceed amount of \$30,000.00.

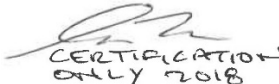
I agree to the terms as stated in the Resolution and by signing this document I, am committed to follow all terms of this award.

\_\_\_\_\_  
Francis Banisch, PP, NJ LIC # 33L100168600

**CFO CERTIFICATION**

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that adequate funds available for the above referenced purchase in the amount of \$5,000.00 for a new not to exceed amount of \$ 30,000.00. Monies are available in the Affordable Housing Trust Fund line account # T-13-56-055-COA.

Date: November 12, 2018



CERTIFICATION  
ONLY 2018

Sean McCarthy, Chief Financial Officer

**Resolution #2018-0464** - *Personnel Appointment, Nicole Jeffery’s – Administrative Assistant - Public Works Department*

**WHEREAS**, the fulltime position of Administrative Assistant became available due to a resignation; and

**WHEREAS**, the Superintendent of Public Works, Township Administrator and Human Resources Manager have deemed it necessary to fill this position; and

**WHEREAS**, Nicole Jefferys is well qualified to fill said position; and

**WHEREAS**, the Superintendent of Public Works, Township Administrator and Human Resources Manager recommend appointment of Nicole Jefferys to the position of full time Administrative Assistant.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Nicole Jefferys be appointed full time Administrative Assistant with an effective date of Monday, December 10, 2018 at an hourly rate of \$21.00 for a 40 hour work week.

[Resolution #2018-0466](#) - *Resolution Authorizing the Friends of the Kennedy-Martin-Stelle Farmstead, Inc. to Lease, License, Rent or Otherwise Permit the Use of the Farmstead Property for Classes, Programs, Events and Meetings Consistent with the Purpose of a Lease Agreement with Gretchen Thomas to Use Space Solely as Artist Studio*

**WHEREAS**, the Township of Bernards owns the real property identified as Block 185, Lot 20.03, consisting of approximately 4.397± acres, and located along 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 November 15, 2018 the Friends requested approval to permit a lease agreement with Gretchen Thomas for use of space solely as an artist studio; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Bernards, in the County of Somerset and State of NJ, that the Township of Bernards hereby grants authorization to the Friends of the Kennedy-Martin-Stelle Farmstead, Inc., to enter into a non-exclusive lease agreement with Gretchen Thomas, 80 Mountainview Road, Warren, NJ 07059, from January 1, 2019 to January 1, 2020.

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

[Resolution #2018-0467](#) - *Authorization for Tax Refund*

**WHEREAS**, a tax overpayment exists because the property owner erroneously overpaid for the current year taxes; and

**WHEREAS**, the owner has 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 be hereby approve and authorize the following refunds.

Block & Lot	Quarter & Year	Amount	Issue Refund To
10902/4	1Q2019	\$4,532.95	James J & Hui Z Runa 12 Allegheny Dr Basking Ridge NJ 07920

[Resolution #2018-0468](#) - *Personnel Appointment, Rhonda Pisano – Municipal Clerk - Clerk's Office*

**WHEREAS**, the full time statutory position of Municipal Clerk pursuant to N.J.S.A. 40A: 9-133 will become available due to a retirement; and

**WHEREAS**, Rhonda Pisano holds her Registered Municipal Clerk's Certification (RMC) as required by statute, and has applied for and is qualified to fill said position; and

**WHEREAS**, the Township Administrator and Human Resources Manager recommend appointment of Rhonda Pisano to full time Municipal Clerk.

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that Rhonda Pisano be appointed to serve in the full time statutory position of Municipal Clerk effective May 1, 2019 for a three-year term to expire May 1, 2022 at an annualized rate of \$83,000 for a 40-hour workweek; and

**NOW, THEREFORE BE IT FURTHER RESOLVED**, that the Township Committee of the Township of Bernards acknowledges that N.J.S.A. 40A:9-134 provides that a Registered Municipal Clerk, having held the position in any municipality continuously for five years from the date of original appointment, shall have tenure in office.

**Resolution #2018-0469 - Award of Purchase Orders for Identified Vendor – 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 \$40,000.00 requires governing body approval; and

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

Vendor	Not to Exceed
Flemington Department Store	\$ 40,000.00

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

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, Somerset County, New Jersey that the Purchasing Agent is hereby authorized to issue purchase orders to the vendor listed above to maintain continuity and facilitate the ordering process through December 31, 2018.

**Resolution #2018-0470 - Approval of the Bill List Dated 11/27/2018**

**BE IT RESOLVED**, that the bill list dated 11/27/2018 be audited, and if found correct, be paid.

November 27, 2018  
02:01 PM

TOWNSHIP OF BERNARDS  
Check Register By Check Date

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Range of Checking Accts: CASH - CHECKING to CASH - CHECKING Range of Check Dates: 11/27/18 to 11/27/18  
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  
118134 11/27/18 90128 SZABO, DENISE 35.00 1402 Direct Deposit  
118135 11/27/18 90219 PISANO, RHONDA 288.96 1402 Direct Deposit  
118136 11/27/18 90220 BETTLER, DENNIS 25.00 1402 Direct Deposit  
118137 11/27/18 90227 SHIMSKY, MICHAEL 233.14 1402 Direct Deposit  
118138 11/27/18 90270 GELETA, ERIC M. 338.24 1402 Direct Deposit  
118139 11/27/18 90361 ROSER, KRISTINA 38.50 1402 Direct Deposit  
118140 11/27/18 90376 PETERSEN, ALISON 11.12 1402 Direct Deposit  
118141 11/27/18 90393 SICLARE, ANN MARIE 25.04 1402 Direct Deposit  
118142 11/27/18 90403 MARTIN, DAVID 49.00 1402 Direct Deposit  
118143 11/27/18 90504 COWELL, TRICIA 1,986.40 1402 Direct Deposit  
118144 11/27/18 90580 MCCARTHY, SEAN 159.57 1402 Direct Deposit  
118145 11/27/18 90604 KIEFER, CYNTHIA 157.40 1402 Direct Deposit

TOWNSHIP COMMITTEE MINUTES

11/27/2018

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118146	11/27/18	90647	KESSELMAYER, EMILY	20.00	1402	Direct Deposit
118157	11/27/18	72094	STONEHEDGE OF BERNARDS, INC.	125.25	1403	
118158	11/27/18	A0126	AFLAC NEW YORK	286.42	1403	
118159	11/27/18	A0162	ACME DIESEL ELECTRIC, INC.	470.00	1403	
118160	11/27/18	A0306	AMERICAN PLANNING ASSOCIATION	681.00	1403	
118161	11/27/18	A0338	AFLAC	505.12	1403	
118162	11/27/18	A0398	STERLING TALENT SOLUTIONS	20.00	1403	
118163	11/27/18	A0559	ARCARI IOVINO ARCHITECTS,PC	1,070.00	1403	
118164	11/27/18	A0638	AJM CONTRACTORS, INC	1,345,211.68	1403	
118165	11/27/18	B0001	BAKER & TAYLOR, INC.	8,814.76	1403	
118166	11/27/18	B0014	BREWER ASSOCIATES	50.00	1403	
118167	11/27/18	B0021	BASKING RIDGE FIRE CO.	11,325.00	1403	
118168	11/27/18	B0026	BERNARDS TOWNSHIP CURRENT	0.00	11/27/18 VOID	0
118169	11/27/18	B0026	BERNARDS TOWNSHIP CURRENT	6,614.32	1403	
118170	11/27/18	B0029	BERNARDS TWP BD OF EDUCATION	7,544,509.50	1403	
118171	11/27/18	B0031	BERNARDSVILLE PRINT CENTER	147.09	1403	
118172	11/27/18	B0034	BERNARDS TOWNSHIP PAYROLL ACCT	532,997.22	1403	
118173	11/27/18	B0038	BERNARDS TOWNSHIP (COURT)	95.39	1403	
118174	11/27/18	B0044	BASKING RIDGE ANIMAL HOSPITAL	477.87	1403	
118175	11/27/18	B0098	BERNARDS TOWNSHIP (RECREATION)	675.57	1403	
118176	11/27/18	B0185	BYRNE LANDSCAPING INC.	2,400.00	1403	
118177	11/27/18	B0203	DIFRANCESCO,BATEMAN,COLEY,YOSP	3,422.23	1403	
118178	11/27/18	B0241	BANISCH ASSOCIATES,INC.	9,628.00	1403	
118179	11/27/18	B0388	BLACKSTONE AUDIO BOOKS	781.32	1403	
118180	11/27/18	B0581	BUY WISE AUTO PARTS	512.66	1403	
118181	11/27/18	B0668	BEARING DEPOT & SUPPLY INC	77.72	1403	
118182	11/27/18	B0703	BEASLEY, JAY & JENNIFER	90.00	1403	
118183	11/27/18	C0024	GANNETT NEW JERSEY NEWSPAPERS	64.93	1403	
118184	11/27/18	C0037	CLERK'S PETTY CASH	10.66	1403	
118185	11/27/18	C0083	CDW GOVERNMENT, INC.	589.72	1403	
118186	11/27/18	C0636	CENTER POINT LARGE PRINT	93.48	1403	
118187	11/27/18	C0745	CLARKE CATON HINTZ	87.50	1403	
118188	11/27/18	D0005	DENVILLE LINE PAINTING INC.	20,602.90	1403	
118189	11/27/18	D0020	DELTA DENTAL OF NJ	12,506.43	1403	
118190	11/27/18	D0040	DORELL & SONS, INC.	894.00	1403	
118191	11/27/18	D0063	DELUXE INTERNATIONAL TRUCKS	55.11	1403	
118192	11/27/18	D0270	DIRECT INSPECT, LLC	555.00	1403	
118193	11/27/18	D0319	DRAEGER SAFETY DIAGNOSTICS,INC	179.00	1403	
118194	11/27/18	D0339	DEER CARCASS REMOVAL SVC, LLC	105.00	1403	
118195	11/27/18	D0380	DRIVERS TIRE & SERVICE CENTER	630.87	1403	
118196	11/27/18	D0740	DOVER BRAKE & CLUTCH	98.64	1403	
118197	11/27/18	D0754	DC EXPRESS	731.00	1403	
118198	11/27/18	D0776	DAVIS, CONOR	70.00	1403	
118199	11/27/18	E0224	EXCELLENT BUILDING SERVICES	6,949.00	1403	
118200	11/27/18	E0231	EKA ASSOCIATES, P.A.	1,215.00	1403	
118201	11/27/18	E0295	ELECTRO BATTERY SYSTEMS INC	244.79	1403	
118202	11/27/18	F0001	FEDEX	33.69	1403	
118203	11/27/18	F0047	FULLERTON FORD	671.77	1403	
118204	11/27/18	F0273	FLOWERS ON THE RIDGE	61.45	1403	
118205	11/27/18	F0326	FX AUTOMOTIVE LLC	107.80	1403	
118206	11/27/18	G0066	GRAINGER INC	1,322.31	1403	
118207	11/27/18	G0098	JCP&L	15,260.60	1403	
118208	11/27/18	G0133	GARDEN STATE LABORATORIES, INC	680.00	1403	
118209	11/27/18	G0497	GARTH, LORI	75.00	1403	
118210	11/27/18	G0596	GRIFFITH - ALLIED TRUCKING LLC	11,153.85	1403	
118211	11/27/18	H0075	HARBOR FREIGHT TOOLS	207.33	1403	
118212	11/27/18	H0146	THE HON COMPANY	2,900.00	1403	
118213	11/27/18	H0246	HOME DEPOT CREDIT SERVICES	84.38	1403	
118214	11/27/18	H0312	HEFFERNAN, ROBERT F	5,706.25	1403	
118215	11/27/18	I0051	INDEPENDENT DIESEL SERVICE LLC	1,195.00	1403	
118216	11/27/18	I0067	INDUSTRIAL RUBBER COMPANY	49.44	1403	
118217	11/27/18	J0093	JOHNNY ON THE SPOT, LLC	65.00	1403	
118218	11/27/18	J0206	JOY AUTOMOTIVE PRODUCTS, INC	152.81	1403	
118219	11/27/18	J0221	JAVGUREAN, LIUBA	90.00	1403	
118220	11/27/18	K0076	KENVIL POWER MOWER INC	350.00	1403	
118221	11/27/18	K0274	KELLER & KIRKPATRICK, INC	7,800.00	1403	
118222	11/27/18	K0331	KONICA PREMIER FINANCE	82.60	1403	
118223	11/27/18	K0334	KONICA MINOLTA BUSINESS	16.40	1403	
118224	11/27/18	K0340	KAMINENI,SANDHYA & KANDRA,ARUN	2,215.00	1403	
118225	11/27/18	K0341	KONICA MINOLTA PREMIER FINANCE	191.07	1403	
118226	11/27/18	L0187	LAKELAND BUS COMPANY	50.00	1403	
118227	11/27/18	L0380	LYNDHURST	625.00	1403	
118228	11/27/18	L0401	LIPSET, CRAIG & SHANI	90.00	1403	
118229	11/27/18	M0010	MOBILE LAWNMOWER SERVICE, INC.	158.89	1403	
118230	11/27/18	M0053	MORRIS COUNTY PUBLIC SAFETY	100.00	1403	
118231	11/27/18	M0109	MITY-LITE, INC.	1,762.88	1403	
118232	11/27/18	M0179	MONTEREY FINE FOODS	284.00	1403	
118233	11/27/18	M0279	MITZNER, SCOTT C.	1,147.50	1403	
118234	11/27/18	M0493	MCELROY, DEUTSCH, MULVANEY &	27,197.09	1403	
118235	11/27/18	M0823	MOOSEWOOD TREE SERVICE	8,100.00	1403	
118236	11/27/18	M0858	MELICK BERNARDS, LLC	165.00	1403	
118237	11/27/18	M0868	M & P RETIREMENT PLAN	5,185.05	1403	
118238	11/27/18	M0880	MIDDLE-BROOK REGIONAL	500.00	1403	
118239	11/27/18	N0001	N.I.G.P.	190.00	1403	
118240	11/27/18	N0006	NEW JERSEY AMERICAN WATER CO.	196.81	1403	
118241	11/27/18	N0006	NEW JERSEY AMERICAN WATER CO.	130.24	1403	
118242	11/27/18	N0006	NEW JERSEY AMERICAN WATER CO.	21.35	1403	
118243	11/27/18	N0006	NEW JERSEY AMERICAN WATER CO.	99.74	1403	
118244	11/27/18	N0006	NEW JERSEY AMERICAN WATER CO.	38.12	1403	
118245	11/27/18	N0006	NEW JERSEY AMERICAN WATER CO.	140.68	1403	
118246	11/27/18	N0069	NATIONAL BUSINESS FURNITURE	1,325.50	1403	
118247	11/27/18	N0102	NJ MOTOR VEHICLE COMMISSION	2.00	1403	
118248	11/27/18	N0102	NJ MOTOR VEHICLE COMMISSION	2.00	1403	
118249	11/27/18	N0415	NATIONAL FUEL OIL INC	10,617.03	1403	
118250	11/27/18	N0419	NIXON, PAMELA	50.00	1403	
118251	11/27/18	N0470	NATIONWIDE	82.65	1403	
118252	11/27/18	O0021	OFFICE DEPOT	1,482.48	1403	
118253	11/27/18	O0102	OCLC, INC	201.21	1403	

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118254	11/27/18	P0005	PITNEY BOWES, INC.	1,038.79	1403
118255	11/27/18	P0021	PETERSON'S, A NELNET COMPANY	37.13	1403
118256	11/27/18	P0511	PERFORMANCE TRAILERS INC.	470.00	1403
118257	11/27/18	P0525	POWER PLACE, INC.	17,651.40	1403
118258	11/27/18	P0534	PLUG 'N PAY TECHNOLOGIES, INC.	20.00	1403
118259	11/27/18	P0538	PROVIDENT LIFE & ACCIDENT	260.44	1403
118260	11/27/18	P0626	PAULSEN, ROBERT	70.00	1403
118261	11/27/18	P0643	PENG, YU-LIN	50.00	1403
118262	11/27/18	R0005	RECORDER PUBLISHING CO., INC	35.19	1403
118263	11/27/18	R0009	REGENT BOOK COMPANY INC.	18.00	1403
118264	11/27/18	R0023	RICHIES TIRE SERVICE, INC.	3,532.54	1403
118265	11/27/18	R0025	RIDGE RESTAURANT	173.40	1403
118266	11/27/18	R0031	ROCKWOOD CORPORATION	216.00	1403
118267	11/27/18	R0281	RECREATION PETTY CASH CHECKING	116.97	1403
118268	11/27/18	R0308	ROUTE 23 AUTO MALL	640.77	1403
118269	11/27/18	R0369	RUTGERS - NJAES - OFFICE OF	195.00	1403
118270	11/27/18	R0395	R & R PUMP & CONTROL SVC, LLC	1,725.00	1403
118271	11/27/18	R0436	ROSE VALLEY NURSERY, LLC	1,550.00	1403
118272	11/27/18	R0490	R & H TRUCK PARTS AND SERVICE	1,416.50	1403
118273	11/27/18	R0500	RAJAN, MURALI & LAKSHMI	90.00	1403
118274	11/27/18	S0016	STORR TRACTOR COMPANY	95.45	1403
118275	11/27/18	S0101	STICKEL, KOENIG, SULLIVAN & DRILL	3,330.00	1403
118276	11/27/18	S0184	SOCIETY HILL AT BERNARDS I	287.00	1403
118277	11/27/18	S0378	STAVOLA ASPHALT	11,371.03	1403
118278	11/27/18	S0443	STAPLES ADVANTAGE	222.17	1403
118279	11/27/18	S0456	STONE CENTER AT BRIDGEWATER	144.00	1403
118280	11/27/18	S0628	STATE OF NEW JERSEY-HB	216,632.39	1403
118281	11/27/18	S0691	SUPERIOR DISTRIBUTORS	719.40	1403
118282	11/27/18	S0875	SUNLIGHT GENERAL CAPITAL	145.01	1403
118283	11/27/18	S0883	SCIENSATIONAL WORKSHOPS FOR	1,781.00	1403
118284	11/27/18	S0975	SEITZ, ELIZABETH & MATTHEW	90.00	1403
118285	11/27/18	S0977	STAVOLA CONSTRUCTION MATERIALS	392.10	1403
118286	11/27/18	T0066	CENGAGE LEARNING CREDIT SVCS	372.08	1403
118287	11/27/18	T0338	TMDE CALIBRATION LABS, INC.	90.00	1403
118288	11/27/18	T0372	TLO, LLC	112.00	1403
118289	11/27/18	T0378	THE GUARDIAN LIFE INS CO OF AM	174.96	1403
118290	11/27/18	T0404	TARGET SOLUTIONS LEARNING	4,132.76	1403
118291	11/27/18	U0001	UNITEMP INC.	4,197.29	1403
118292	11/27/18	U0090	UNUM LIFE INSURANCE COMPANY	361.41	1403
118293	11/27/18	U0114	US BANK CUST- PROCAP4 & CRDTRS	41,296.72	1403
118294	11/27/18	V0020	VILLAGE OFFICE SUPPLY	30.00	1403
118295	11/27/18	V0037	VILLAGE SUPERMARKET, INC.	45.61	1403
118296	11/27/18	V0056	VERIZON WIRELESS	1,422.27	1403
118297	11/27/18	V0058	VERIZON	452.60	1403
118298	11/27/18	V0073	VAIL INDUSTRIAL SUPPLIES	518.60	1403
118299	11/27/18	V0084	VERIZON	660.46	1403
118300	11/27/18	V0124	VERIZON BUSINESS FIOS	569.98	1403
118301	11/27/18	W0016	WARRENVILLE TRUE VALUE	61.21	1403
118302	11/27/18	W0056	WELDON CONCRETE CO.	68.78	1403
118303	11/27/18	W0074	WELSH'S MOTOR SALES, INC.	1,383.16	1403
118304	11/27/18	W0241	W.B. MASON CO INC.	272.91	1403
118305	11/27/18	W0259	VENTURA, MIESOWITZ, KEOUGH &	4,572.00	1403
118306	11/27/18	W0287	WOYCE, KEVIN	100.00	1403
118307	11/27/18	W0339	W.B. MASON	184.65	1403
118308	11/27/18	W0347	EDWARD WACKS & ASSOCIATES, LLC	304.00	1403
118309	11/27/18	W0361	WIZEMAN, ASHLEY & MATTHEW	80.00	1403
118310	11/27/18	X0003	XEROX CORPORATION	33.64	1403
118311	11/27/18	X0003	XEROX CORPORATION	309.09	1403
118312	11/27/18	X0005	XTEL COMMUNICATION	1,404.18	1403
118313	11/27/18	Z0041	ZERO WASTE USA	799.80	1403

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
	----	----	-----	-----
Checks:	156	1	9,955,614.96	0.00
Direct Deposit:	13	0	3,367.37	0.00
	=====	=====	=====	=====
Total:	169	1	9,958,982.33	0.00

Report Totals	Paid	Void	Amount Paid	Amount Void
	----	----	-----	-----
Checks:	156	1	9,955,614.96	0.00
Direct Deposit:	13	0	3,367.37	0.00
	=====	=====	=====	=====
Total:	169	1	9,958,982.33	0.00

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
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CURRENT FUND	8-01	8,487,528.95	0.00	0.00	8,487,528.95
DOG FUND	8-12	723.67	0.00	0.00	723.67
GOLF COURSE UTILITY	8-26	2,864.36	0.00	0.00	2,864.36
	Year Total:	8,491,116.98	0.00	0.00	8,491,116.98
CAPITAL FUND	C-04	1,147,861.12	0.00	0.00	1,147,861.12
PUBLIC GRANTS	G-02	225,068.25	0.00	0.00	225,068.25
TRUST FUNDS	T-13	85,936.04	0.00	0.00	85,936.04
PROJECTS		8,999.94	0.00	0.00	8,999.94
		9,958,982.33			9,958,982.33

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[Resolution #2018-0471](#) - Change Order #3 – Increase of \$35,000.00 Professional Services Contract for Special Counsel Jonathan E. Drill, Esq., of the firm Stickel, Koenig, Sullivan & Drill, LLC For a New Not to Exceed Amount of \$70,000

**WHEREAS**, the Bernards Township Committee adopted Resolution #2018-0080 on January 2, 2018 appointing Jonathan E. Drill, Esq., of the firm Stickel, Koenig, Sullivan & Drill, LLC., as Special Counsel in the amount of \$ 5,000.00; and

**WHEREAS**, the Bernards Township Committee adopted Resolution #2018-0230 on April 24, 2018 awarding Change Order #1 in the additional amount of \$ 7,500.00 for a new not to exceed amount of \$ 12,500.00; and

**WHEREAS** the Bernards Township Committee adopted Resolution #2018-0441 on October 23, 2018 awarding Change Order #2 in the additional amount of \$ 22,500.00 for a new not to exceed amount of \$ 35,000.00; 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.

**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; Jonathan E. Drill, Esq., of the firm Stickel, Koenig, Sullivan & Drill, LLC in the amount of \$35,000.00 for a new not to exceed amount of \$ 70,000.00.

**NOW THEREFORE BE IT FINALLY RESOLVED**, by the Township Committee of the Township of Bernards that this resolution 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.

\_\_\_\_\_  
Jonathan E. Drill, Esq.

**CHIEF FINANCIAL OFFICER CERTIFICATION**

I, Sean McCarthy, Chief Financial Officer of Bernards Township, hereby certify that adequate funds are available for the above referenced amount of \$ 35,000.00 for a new not to exceed amount of \$ 70,000.00. Monies will be made available in the 2018 Current Fund Budget – Legal Fees and Compensation, line account # 8-01-20-155-204.

  
CERTIFICATION  
ONLY 2018

Date: November 20, 2018

Sean McCarthy  
Chief Financial Officer

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

[Resolution #2018-0434](#) – Endorsement of the [Amended Housing Plan Element & Fair Share Plan](#) as Adopted by the Township of Bernards Planning Board on September 4, 2018  
Motion by Baldassare, second by Malay that the resolution be approved.

Roll Call:

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

**WHEREAS**, the Planning Board of the Township of Bernards, County of Somerset, State of New Jersey, adopted an Amended Housing Plan Element & Fair Share Plan on September 4, 2018 (“the Element & Plan”); and

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**WHEREAS**, the Township Committee of the Township of Bernards desires to endorse “the Element & Plan,” and

**WHEREAS**, upon consideration of same at a public meeting held on October 9, 2018, the Township Committee agreed with the Planning Board that the “Element & Plan” are consistent with the goals and objectives of the Master Plan and that adoption and implementation of “the “Element & Plan” are designed to achieve the goal of access to affordable housing, are in the public interest, and will protect public health and safety and promote the general welfare.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, County of Somerset, State of New Jersey, that we do hereby endorse “the Element & Plan” as adopted by the Township of Bernards Planning Board on September 4, 2018.

*Resolution #2018-0465 - Resolution Authorizing the Friends of the Kennedy-Martin-Stelle Farmstead, Inc. to Lease, License, Rent or Otherwise Permit the Use of the Farmstead Property for Classes, Programs, Events and Meetings Consistent with the Purpose of a Lease Agreement with Edward Walter to Use Space Solely as Studio for Writing and Art Production*

Motion by Baldassare, second by Gaziano that the resolution be approved.

Roll Call

Aye: Baldassare, Bianchi, Gaziano, Carpenter

Nay:

Abstain: Malay

Motion carried.

**WHEREAS**, the Township of Bernards owns the real property identified as Block 185, Lot 20.03, consisting of approximately 4.397± acres, and located along 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 November 15, 2018 the Friends requested approval to permit a lease agreement with Edward Walter for use of space solely as a studio for writing and art production; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Bernards, in the County of Somerset and State of NJ, that the Township of Bernards hereby grants authorization to the Friends of the Kennedy-Martin-Stelle Farmstead, Inc., to enter into a non-exclusive lease agreement with Edward Walter, 270 Childs Road, Basking Ridge, NJ 07920, from December 1, 2019 to November 30, 2019.

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

**EXECUTIVE SESSION (continued from earlier session if required)**

Not required.

## **ADJOURNMENT**

The meeting adjourned at 8:34PM by unanimous consent.

Respectfully submitted,

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Denise Szabo  
Municipal Clerk/Assistant Administrator

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John Carpenter  
Mayor