

**BERNARDS TOWNSHIP - TOWNSHIP COMMITTEE**  
**COMBINED AGENDA - REGULAR MEETING**  
**December 15, 2020 – 7:30 Executive Session, 8:00 PM Open**  
**Session**

The Municipal Building, 1 Collyer Ln., Basking Ridge, is open and will adhere to Executive Order #156 & #196. Indoor gatherings are limited to 25 percent of this room capacity or no more than 51 individuals. All attendees must wear face coverings and remain 6 feet apart. The meeting will be live streamed and can be found by clicking on the “Watch a Meeting Live” icon on the home page, [www.bernards.org](http://www.bernards.org) and can also be viewed live on Optimum/Cablevision TV - Channel 15 and Verizon FiOS TV - Channel 35.

Estimated  
Times

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**A G E N D A**

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7:30 PM

1. **CALL TO ORDER - Video**
2. **FLAG SALUTE**
3. **MAYOR’S OPENING MEETING STATEMENT**
4. **ROLL CALL**
5. **EXECUTIVE SESSION – [Resolution #2020-0404](#)**

8:00 PM

6. **PRESENTATION**
  - A. [Resolution #2020-0392](#) - In Recognition of Outstanding Service to Bernards Township – John Carpenter
  - B. [Tour of Somerville](#) – Joe Saling & Tom Mains
7. **PUBLIC WORK SESSION**
  - A. Continued Discussion of Special Use Permits Issued June – October 2020 and Ordinances Relaxed, Waived or Modified – [12/09/202 Memo to Township Committee](#), Dave Schley

8:30 PM

8. **REPORTS**
9. **CORRESPONDENCE**
10. **PUBLIC COMMENT**
11. **TOWNSHIP COMMITTEE/LIAISON & BOARD REPORTS AND STAFF COMMENTS**
12. **FIRE & RESCUE APPOINTMENT**
  - A. [Resolution #2020-0393](#) - Appointment to Membership in Township of Bernards Volunteer First Aid Squad of the Basking Ridge Fire Company #1 Brendan Feller, Full Member
  - B. [Resolution #2020-0394](#) - Appointment to Membership in Township of Bernards Volunteer Liberty Corner Fire Company, Ava Czerniach, Junior Member

Estimated  
Times

8:40 PM

13. **UNFINISHED BUSINESS**
14. **NEW BUSINESS**
  - A. **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.*



Please call 24 hours in advance (908) 204-3001  
if accommodations are required, including assistive listening devices (ALD).

- 1) [Resolution #2020-0391](#) - Approval of the Bill List Dated 12/15/2020
- 2) [Resolution #2020-0395](#) - 2021 Annual Parking Permit Fees for the Stonehouse Road Bus, Basking Ridge and Lyons Train Stations Commuter Parking Lots
- 3) [Resolution #2020-0396](#) - Authorizing Acceptance of Funds from Sub-grant Award #FY20-EMPG-EMAA-1802 of the Federal Fiscal Year 2020 Emergency Management Agency Assistance Program Funding - \$10,000.00
- 4) [Resolution #2020-0397](#) - In Recognition of Service to Bernards Township – Dr. Mona Birk, PhD
- 5) [Resolution #2020-0398](#) - In Recognition of Service to Bernards Township – Edward Nelson
- 6) [Resolution #2020-0399](#) - In Recognition of Service to Bernards Township – Mary Pavlini
- 7) [Resolution #2020-0400](#) - Personnel Appointment, Christine Andres – Deputy Municipal Clerk – Municipal Clerk
- 8) [Resolution #2020-0401](#) - Transfer Resolution – December 15, 2020, Municipal Court
- 9) [Resolution #2020-0402](#) - Unused Vacation Accrual Due, Fred Miller – Public Works
- 10) [Resolution #2020-0403](#) - Unused Vacation Accrual Due, Judith Bauer – Tax Collector's Office
- 11) [Resolution #2020-0405](#) - Award of Change Order #1 for 2019 Sidewalk Improvement to AA Berms LLC, PO Box 180, Belleville, NJ 07109 Decrease of \$17,998.42 (19.80%)
- 12) [Resolution #2020-0406](#) - Extending a Shared Services Agreement with the Borough of Bernardsville and the Township of Bernards for the Oversight and Operation of the Bernardsville Fire Prevention Bureau
- 13) [Resolution #2020-0407](#) - 2021 Fee Schedule for Pleasant Valley Pool
- 14) [Resolution #2020-0408](#) - 2021 Fee Schedule for The Coakley-Russo Memorial Golf Course
- 15) [Resolution #2020-0409](#) - In Recognition of Service to Bernards Township, Jennifer Donohoe
- 16) [Resolution #2020-0410](#) - In Recognition of Service to Bernards Township, Kevin Orr
- 17) [Resolution #2020-0411](#) - In Recognition and Appreciation to the Participants Who Secured the Women's Suffrage Banners in Bernards Township
- 18) [Resolution #2020-0412](#) - In Recognition and Appreciation to Awakened Films, Video Production Company
- 19) [Resolution #2020-0413](#) - In Recognition and Appreciation of Health Officer Lucy Forgione and the Bernards Township Health Department Staff
- 20) [Resolution #2020-0414](#) - In Recognition and Appreciation to Paula Axt, Brendan Tighe, Frank Dudzik and Marie Young for Their Assistance with the 2020 Memorial Day Ceremony
- 21) [Resolution #2020-0415](#) - Acceptance of Grant and Insertion of Revenue Item Into the 2020 Budget \$9,500 from the New Jersey Board of Public Utilities for the purpose of participating in the Clean Fleet Electric Vehicle Incentive Program
- 22) [Resolution #2020-0416](#) - Acceptance of Grant and Insertion of Revenue Item Into the 2020 Budget \$5,000 for the Somerset County Youth Services Annual Grant-2020 for the Purpose of Funding the REACH Youth Leadership Program and Viking Yoga
- 23) [Resolution #2020-0417](#) - In Recognition of Service to Bernards Township – John Meany
- 24) [Resolution #2020-0418](#) - Authorizing Agreement with the Borough of Bernardsville for Receipt of Vehicle at No Cost to the Township of Bernards
- 25) [Resolution #2020-0419](#) - Change Order #1 – Increase of \$16,000.00 Authorizing an Increase to the Professional Service Contract for Legal Services, Labor Counsel Awarded to Richard Flaum, Esq., of the firm of DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum P.C. - For a New Not to Exceed Amount of \$41,000.00 (Excluding Matters of Litigation and Unanticipated Reimbursable Disbursements as Required).
- 26) [Resolution #2020-0420](#) - In Recognition of Service to Bernards Township, Victoria Costa Weber
- 27) [Resolution #2020-0421](#) - 2021 Fee Schedule & Policies for Park and Recreation
- 28) [Resolution #2020-0422](#) - Tax Exemption Approval for Rodney E. Ruffin
- 29) [Resolution #2020-0423](#) - Tax Exemption Approval for Felice S Bocchino
- 30) [Resolution #2020-0424](#) - Personnel Appointment Chelsea Maciborski – Laborer – Department of Public Works
- 31) [Resolution #2020-0425](#) - Personnel Appointment Jordan Castens – Groundskeeper – Department of Public Works
- 32) [Resolution #2020-0426](#) - Authorizing an Affiliation Agreement with Safe and Sound Somerset, Somerset Hills Domestic Violence Response Team (SHDVRT)



- 33) [Resolution #2020-0427](#) - Demanding that the New Jersey State Legislature Accept its Responsibility to Administer the Provisions of the Affordable Housing Act and Stay Further Action Until Such Times as it Has Promulgated Rules Governing its Implementation

B. Approval of Minutes:  
11/24/2020 Executive Session  
11/24/2020 Open Session

**15. PUBLIC COMMENT**

**16. ADJOURNMENT**

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Rhonda Písano Municipal Clerk





# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## Resolution #2020-0404

Authorizing an Executive Session Meeting of the Bernards Township Committee

**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 which by express provisions of Federal Law, State Statute or Rule of Court shall be rendered confidential or excluded from discussion in public  
Provision relied upon \_\_\_\_\_
- ☐ Any matter in which the release of information would impair a right to receive funds from the federal government.
- ☐ Any matter the disclosure of which constitutes an unwarranted invasion of individual privacy.
- ☐ Any collective bargaining agreement, or the terms and conditions of which are proposed for inclusion in any collective bargaining agreement, including the negotiation of terms and conditions with employees or representatives of employees of the public body.
- ☐ Any matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed.



- ☐ Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection.
- ☐ Any investigations of violations or possible violations of the law.
- ☐ 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.*
- ☒ 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.
- ☐ **Personnel - 2021 Board and Professional Appointments**  
Any deliberation of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party as a result of an act of omission for which the responding party bears responsibility.

Upon  
Appointment

Agenda and Date Voted: 12/15/2020

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.**

\_\_\_\_\_  
**Rhonda Pisano, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2020-0392

In Recognition of Outstanding Service to Bernards Township – John Carpenter

**WHEREAS**, since 2006 John Carpenter has given innumerable hours to our local government and its democratic process, and to the citizens of Bernards Township serving in the following capacities which includes his service as mayor in 2008, 2014 and 2018; and

Years	Board Name
2006-2009	Agricultural Advisory Committee
2006-2020	Basking Ridge Fire Company No. 1 & First Aid
2020	Community Service
2006-2013	Deer Management
2020	DPW & Engineering Subcommittee
2006	Environmental Commission
2006-2009	Fire Safety Forum
2014	HR & Finance Subcommittee
2008-2018	Insurance Committee
2014-2018	Library Board
2008; 2014; 2018	Local Emergency and Flood Mitigation Comm.

Years	Board Name
2010-2013	Municipal Alliance Committee
2007; 2011-2013	Personnel Subcommittee
2007-2008; 2014	Planning Board
2006-2018	Police Subcommittee
2008-2009	Pool Commission
2013-2018	SC Solid Waste Advisory
2007-2011	SC Wastewater Management Plan Committee
2006-2018	Sewerage Authority
2008	Somerset County Cross Acceptance
2006-2020	Township Committee
2006	Verizon Municipal Consent Review Subcommittee

**WHEREAS**, John remained steadfast in his goal to provide essential services to residents at a reasonable cost and in a fiscally responsible manner, while controlling taxes and spending, remaining debt free, and protecting the township's reserves; and

**WHEREAS**, John promoted open government, sound conservative financial management practices, open space preservation, sustainability, and has safeguarded the township's landscape through principled land use policies; and

**WHEREAS**, John focused on improving the infrastructure within the township, which included the construction of Mountain Park turf fields, the construction or reconstruction of numerous pedestrian bridges and various other projects; and

**WHEREAS**, John effected satisfactory agreements with the Fair Share Housing Center regarding affordable housing which satisfied the townships legal obligations; and

**WHEREAS**, John demonstrated a pragmatic approach to governing, was often the voice of reason, provided a sense of humor, and offered support and leadership to his colleagues, township staff, and his constituents, all while placing the interests of Bernards Township first.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that in recognition of John Carpenter's faithful service, we express our deep appreciation and sincere gratitude on behalf of all the residents, officials and employees of Bernards Township and extend to John our very best wishes for health, happiness and continued success; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, that this citation of John Carpenter's service be inscribed at length in the minutes of this Township meeting, held on the 15<sup>th</sup> day of December, in the year of Our Lord, 2020, and that a suitable copy thereof, signed by the members of the Township Committee and attested by the Municipal Clerk, with the corporate seal of the Township thereunto affixed, be presented to John Carpenter.

Agenda and Date Voted: 12/15/2020

\_\_\_\_\_  
James Baldassare, Jr., Mayor

\_\_\_\_\_  
Joseph Esposito, Deputy Mayor

\_\_\_\_\_  
Janice M. Fields

\_\_\_\_\_  
Attest: Rhonda Pisano, Municipal Clerk

\_\_\_\_\_  
Joan Bannan Harris

# TOUR OF SOMERVILLE

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## 76 Years & Counting

### Description & History

The Tour of Somerville is the oldest, and one of the best known, bike races in the U.S. World champions, Olympic champions, and Tour de France champions have raced in Somerville since its' inaugural event in 1940. Winning Somerville is the highlight of a cyclist's year; even their career. Names like Eric Heiden (1984 Olympic hero) and Greg Lemond (Tour de France winner) have raced in Somerville. Olympic/National teams from Canada, France, Australia, New Zealand, Japan and Great Britain are just a few of the countries to send their athletes to Somerville. While world-class professional cyclists are the featured event, a myriad of races include "amateur" categories from juniors to masters with over 1,000 racing competitors. The Tour of Somerville is a kicks off the summer season as a featured New Jersey on Memorial Day weekend where spectator crowds exceed 30,000. Along with the bike race, a festival atmosphere surrounds the race with a morning parade celebrating our veterans, interactive activities, sports demonstrations, youth entertainment and live music.





# TOUR OF SOMERVILLE

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## **Somerville Gran Fondo – New for 2021**

Every year hundreds of interested cyclists inquire about participating in the “Tour.” These cyclists are unaware the “Tour” is not a casual ride, but a world-class bike race with professional athletes. In order to address this cycling enthusiasm, the “Tour” is launching the Somerville Gran Fondo in 2021. A non-competitive recreational bike ride it will take place the Sunday prior on May 23<sup>rd</sup> to kick off the race week. With distances from 25 miles up to 100 miles, the Somerville Gran Fondo is a bike ride for all skill levels and ages. Organized in conjunction with the Somerset County Park system, the Gran Fondo is a relaxed ride on beautiful paved country roads through scenic sections of Somerset County with county parks serving as rest stops. The Somerville Gran Fondo provides additional revenue to support the mission of the Tour of Somerville in preserving the oldest bike race in the U.S.; providing cycling events, education and programs to promote safe cycling in New Jersey.

## **2021 Race Program**

The 2020 Tour of Somerville was an unfortunate victim of the pandemic, having been cancelled for only two times in 80 years – once this past year and four years during WWII. The Tour plans to come back bigger and better in 2021 with an expanded race calendar and a public recreational ride through Somerset County. Reaching out to multiple communities in central Jersey, the response was excellent with regard to hosting a bike race as part of 5/6 day race series. This expanded racing series will attract more cyclists as well as increasing cycling spectators. In hosting a bike race, especially a professionally run event requires a seamless partnership with the local communities. Outlined are the various responsibilities by each party. There is flexibility in these requirements that may require adjustments shifting responsibilities as local execution requires.





### **Two Primary Areas of Focus for a Successful Event**

- ⇒ Event execution. A professionally managed bike race event
- ⇒ Event Marketing – Engage media, create public awareness to attract corporate/business support & race day spectators.

### **Event Execution**

- All permissions and approvals to use the streets for a bike race
  - Approved by town council
  - Police approval for designated streets
    - Identify traffic rerouting
    - Security procedures
  - Dept Public Works
    - Barricades for street closures & Trash containers/pick up
    - Review roads & required repairs
      - Do not sweep streets
    - Access to power where possible
  - Identify approved parking locations
- Identify event time schedule – start/finish
  - Road closure timing – set up & tear down
- Medical Support
  - Coordination with local crews
  - Establish process for cyclist or spectator emergency needs
    - Reporting all injuries & transports (insurance needs)
- Event contact lists for day of
  - Police, Event, Race Officials, Medical, DPW
  - Communication System for key officials
- Volunteer Recruitment & Participation
  - Set up & tear down of race equipment
  - Distribution of promotional material
- Recreational cycling program for public
  - Involvement of recreation department
  - Public cycling on closed race course or sprints for local kids
- Notification of businesses & residents impacted by street closures
- Opening ceremony with town officials
- Event entertainment that takes place during or post event (optional)
  - Activities for kids/families. Can be cycling related like bike checks.

# TOUR OF SOMERVILLE

## Event Marketing – A joint partnership between Tour of Somerville and local community

- Create awareness within the local community
  - Town opportunities to promote the event
    - town website, recreation dept., publications, etc.
  - Engage local organizations, non-profits, cycling clubs
  - Public announcement with town officials
- Visible signage in the town to promote race
  - Banner over street, yard signs, posters
  - Locations controlled by town
- Engage residents to create awareness, promote attendance
  - Town communication channels
  - Organize family ride on race course day of race
  - Invite residents to volunteer or create resident committee
    - Have entertainment activities on race day
  - Possible joint fundraising opportunity for local non-profit or rec dept.
- Access to the business community
  - Partner to secure sponsors for town race
  - Help with marketing & promotions
  - Open doors with business to become sponsors
    - Food vendors & restaurants
- Arrange interviews & placement with local publications/newspapers
  - Joint press releases with town officials
  - Introduction to media contacts
- Social media promotions to create awareness
  - Use of websites, facebook, twitter and Instagram to generate awareness
  - Visit Tour of Somerville at: [www.tourofsomerville.org](http://www.tourofsomerville.org)

**COME SEE  
THE BEST LEGS  
IN TOWN**



**DOWNTOWN SOMERVILLE, NJ**  
Memorial Day Celebration Begins Thursday, May 24th

DATE	EVENT	DETAILS
Thursday: 05/24	Legs Run Around	5 PM: Somerville, NJ
Friday: 05/25	Critique Night	5 PM: Somerville, NJ
Saturday: 05/26	Board Brook Critérium	9 AM: Board Brook, NJ
Sunday: 05/27	Sprints on Main Street	8 PM: Somerville, NJ
Monday: 05/28	75th Tour of Somerville	8:30 AM Parade 9:30 AM Family Fun Ride 10:30 AM First Round Somerville, NJ






# TOUR OF SOMERVILLE



## What Tour of Somerville provides:

- Day of race management to insure professional presentation
- Promotion/recruitment of cyclists
  - Juniors, Masters, Women, Professionals
- Race insurance & permit fees - USA Cycling
- Finish line structure & announcing stage
- Sound systems, announcer &
- Barricades, fencing and hay bales
- Race Officials – USA Cycling
- Pace & support vehicles
- Race numbers for competitors
- Race mechanical support for the racers
- Race advertising, public relations & promotions
  - Printed posters & flyers
- Website with race information
- Award ceremony, award structure, prize money and medals
- Sponsor recruitment, sponsor packages & coordination





## **2021 Tour of Somerville Cycling Series Proposed Race Schedules**

### **Thursday & Friday - Easton & Basking Ridge**

4:30	20 mile	Men Category 3-4
5:20	20 mile	Masters Men 40+ Category 1-3
6:10	20 mile	Pro Women Category 1/2/3
7:00	25 mile	Pro Men Category 1-2

### **Saturday & Sunday – Bernardsville & Raritan**

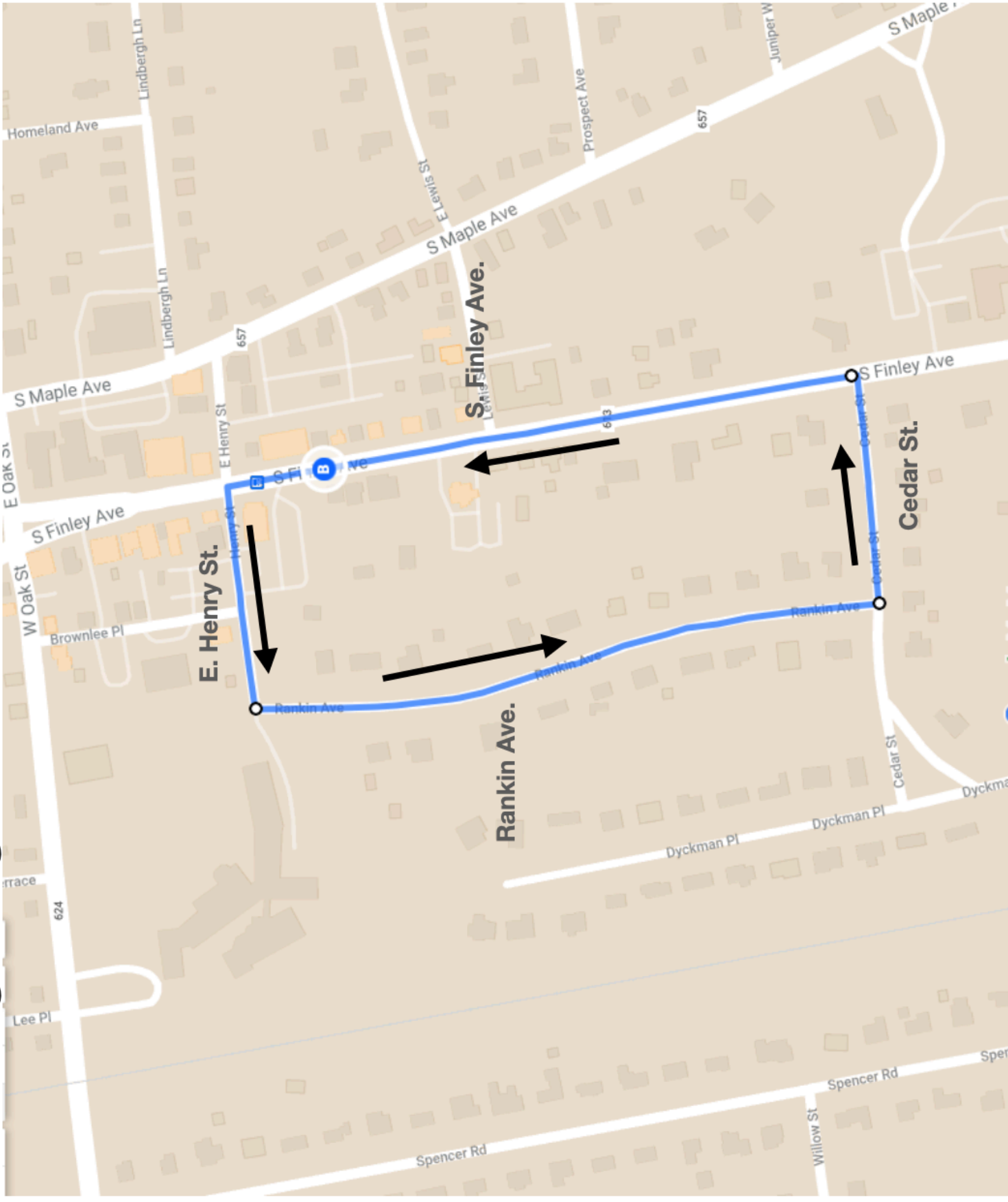
9 AM	30 minute	Men & Women Juniors Ages 9-14
9:35	15 mile	Masters Men Age 55+
10:20	30 minute	Men Categories 4/Novice
10:55	30 minute	Women Categories 4/Novice & Junior Women 15-18
11:30	15 mile	Junior Men Age 15-18
12:15	20 mile	Masters Men Age 45+
1:05	25 mile	Men Categories 3/4
2:15	20 mile	Women Pro Category 1/2/3
3:15	30 mile	Men Pro Category ½

### **Monday (Memorial Day) – Somerville**

10 AM	30 minute	Women 4/Novice/Junior 15-18
10:01	30 minute	Men & Women Junior 9/14
10:35	30 minute	Masters Men Age 55+ Category 1-4
11:10	30 minute	Men Category 4/Novice
11:45	20 mile	Masters Men 40+ Category 1-3
12:35	20 mile	Junior Men 15-18 Category 1-4
1:25	25 mile	Men Category 2-3
2:30	25 mile	Pro Women Category 1/2/3
3:35	50 mile	Pro Men Category 1


- Race Set Up & Tear Down Each Event
  - Two Hours Each on Front & Back End
- Road Closings
  - Partial Closure adjacent to Start/Finish area (1-2 hours)
  - Complete road closure before first race (30 mins to 1 hour)

# Basking Ridge Bike Race Course - 0.8 Miles



**TOWNSHIP OF BERNARDS  
DEPARTMENT OF ENGINEERING SERVICES  
MEMO**

To: Mayor Baldassare and Township Committee Members

From: David Schley, PP, AICP   
Township Planner

Date: December 9, 2020

Subject: Special Use Permits for Outdoor Dining at Restaurants

As requested during the public work session on November 10, 2020, this memo provides additional information regarding special use permits issued for outdoor dining at restaurants. For each of the six restaurants involved, the list below identifies the ordinance requirements that were relaxed/waived/modified by issuance of a special use permit, and the approvals that would have been required in the absence of a special use permit. For the purpose of this analysis, each outdoor dining area was assumed to be enclosed/heated for potential year-round use. Estimates were made where complete information was not available.

**1. Café Figaro. Dewy Meadow Village, King George Road; B-5 Village Center Zone.**

- Special use: Outdoor dining in an existing parking area.
- Absent a special use permit, the use would require an application to the Planning Board for site plan approval and a variance relating to:
  - Minimum number of parking spaces. The parking required by ordinance for the Dewy Meadow retail center would increase by 3 spaces (from 280 to 283 spaces) and 5 existing spaces would be eliminated. A variance would be required to permit 275 spaces when 283 spaces would be required.

**2. Café Rustica. 3188 Valley Road; R-4 Residential Zone.**

- Special use: Outdoor dining in an existing parking/driveway area.
- Absent a special use permit, the use would require an application to the Board of Adjustment for site plan approval and variances relating to:
  - Minimum number of parking spaces. The parking required by ordinance would increase by 36 spaces (from 50 to 86 spaces) and 4 existing spaces would be eliminated. A variance would be required to permit 32 spaces when 86 spaces would be required. A prior variance approved 36 spaces when 50 spaces were required.
  - Expansion of a nonconforming use. The restaurant is in a residential zone.
  - Minimum front yard setback. Required: 75'; Proposed: 20'.
  - Minimum rear yard setback. Required: 75'; Proposed: 56'.
  - Minimum buffer width/setback from adjoining residential property. Required: 50'; Proposed: 0'.
- Comment: The outdoor dining area results in closure of an existing one-way exit driveway, requiring conversion of the remaining one-way entry driveway into a two-way driveway.

**3. Focacceria. 26 Church Street; B-4 Liberty Corner Business Zone.**

- Special use: Add a cover/enclosure over an existing uncovered outdoor dining area.
- Absent a special use permit, the use would require an application to the Board of Adjustment for site plan approval and variances relating to:
  - Minimum number of parking spaces. The parking required by ordinance would increase by 20 spaces (from 39 to 59 spaces). A variance would be required to permit 21 spaces when 59 would be required. A prior variance approved 21 spaces when 39 spaces were required.
  - Maximum floor area ratio (ratio of total floor area to lot area). Permitted: 12.5%; Existing: 11.4%; Proposed: 13.8%.
  - Construction of additional floor area in front of an existing building. In the Liberty Corner Business Zone, additional floor area is permitted only to the rear of existing buildings.

**4. Grain House. 225 Morristown Road; R-4 Residential Zone.**

- Special use: Pursuant to a prior Board of Adjustment approval, an existing outdoor dining area is permitted to be used each year from April through November. A special use permit allows use of the tent beyond November.
- Absent a special use permit, the use would require an application to the Board of Adjustment for a variance relating to:
  - Expansion of a nonconforming use. The restaurant is in a residential zone.

**5. Vine. 95 Morristown Road; R-6 Residential Zone.**

- Special use: Outdoor dining in an existing parking area.
- Absent a special use permit, the use would require an application to the Board of Adjustment for site plan approval and variances relating to:
  - Minimum number of parking spaces. The parking required by ordinance would increase by 8 spaces (from 85 to 93 spaces) and 3 existing spaces would be eliminated. A variance would be required to permit 82 spaces when 93 spaces would be required.
  - Expansion of a nonconforming use. The restaurant is in a residential zone.

**6. Washington House. 55 South Finley Avenue; B-1 Village Business Zone.**

- Special use: Outdoor dining in an existing parking/driveway area.
- Absent a special use permit, the use would require an application to the Board of Adjustment for site plan approval and variances relating to:
  - Minimum number of parking spaces. The parking required by ordinance would increase by 100 spaces (from 112 to 212 spaces) and 23 existing spaces would be eliminated. A variance would be required to permit 36 spaces when 212 spaces would be required. A prior variance approved 59 spaces when 112 spaces were required.
  - Maximum floor area ratio (ratio of total floor area to lot area). Permitted: 25%; Existing: 49.8%; Proposed: 80.6%.
  - Minimum building setbacks from West Henry Street and Brownlee Place. Required: 10'; Proposed: <10'.
- Comment: The outdoor dining area eliminates two existing handicapped parking spaces, requiring alternative, e.g. on-street, handicapped parking.

## **Overall Comments/Analysis**

1. The six restaurants above are located in five different zoning districts in a variety of neighborhood settings, including locations in a shopping center, historic districts, along a State highway, and in residential neighborhoods. The potential negative impacts or concerns (e.g. parking, traffic safety, aesthetics, lighting, noise) resulting from the added outdoor dining areas vary based on where the restaurant is located.
2. The most common ordinance requirement waived by virtue of a special use permit is the minimum number of off-street parking spaces. Absent a special use permit, a parking variance would be approvable only by the Planning Board or the Board of Adjustment. When deciding a parking variance request, the land use board may consider the availability of on-street parking, municipal parking, or private parking areas on adjoining lots that may be shared among uses whose parking demands peak at different times. The land use boards also typically consider the magnitude of the parking supply deviation, as well as information provided by the applicant as to the actual anticipated parking demand and the specific operations of the use in question. Among the above restaurants, there is a wide variation in circumstances related to these typical variance considerations.
3. The planning/zoning office has not observed any unexpected concerns, and is aware of only one complaint, related to outdoor dining allowed pursuant to a special use permit. This is obviously based on conditions evident during the pandemic, which may not be indicative of post-pandemic conditions when businesses are fully reopened and public dining/shopping habits presumably change.
4. In addition to obtaining land use board approval of a site plan and variances as indicated above, outdoor dining areas would be subject to applicable construction and fire codes, including requirements for safe pedestrian egress and methods of heating enclosed outdoor spaces.

## **Outdoor Dining After Special Use Permits**

After a special use permit expires, the outdoor dining use/structures allowed by the permit will no longer be allowed, unless approved by the Planning Board or the Board of Adjustment. As indicated above, the ordinance requirements waived by a special use permit vary by restaurant, and where the same ordinance requirement was waived for different restaurants (e.g. parking), the magnitude of the deviation varies. The six restaurants that requested special use permits are located in a wide variety of neighborhood settings, including residential zones, such that potential neighborhood impacts also vary by restaurant.

An ordinance amendment to allow restaurants to continue outdoor dining on a permanent basis would have to relieve the restaurants of the same requirements presently relieved by special use permits, while also protecting the surrounding neighborhoods from potential negative impacts. Given the many differences among restaurant sites, their surroundings, the extent of ordinance deviations, and other variables noted above, it may be appropriate that proposals for permanent outdoor dining be filed with the Planning Board or the Board of Adjustment, as required under the current ordinance, where site plan review can focus on the details and potential neighborhood impacts of each individual case.

Do not hesitate to contact me at (908) 204-3004 or dschley@bernards.org if you have any questions.





# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0393**

Appointment to Membership in Township of Bernards Volunteer  
First Aid Squad of the Basking Ridge Fire Company #1  
Brendan Feller, Full Member

**WHEREAS**, pursuant to §2-14.1 and §2-16 .1 of the Revised General Ordinances of the Township of Bernards, the Bernards Township Fire Department shall consist of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company; and the Bernards Township First Aid and Emergency Department shall consist of the First Aid Squad of the Basking Ridge Fire Company No. #1 and the Liberty Corner First Aid Squad; and

**WHEREAS**, the First Aid Squad of the Basking Ridge Fire Company #1 is recommending Brendan Feller, residing at 11 Addison Drive, Basking Ridge, for appointment as a Full Member.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the above individual is hereby appointed as a Full Member of the First Aid Squad of the Basking Ridge Fire Company #1 effective this date.

Agenda and Date Voted: 12/15/2020

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk

### **EXPLANATORY STATEMENT**

Application has been made by the applicant to the above referenced organization who has vetted said person and recommends appointment. In addition, a police background check has been performed.

Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0394**

Appointment to Membership in Township of Bernards Volunteer  
Liberty Corner Fire Company  
Ava Czerniach, Junior Member

**WHEREAS**, pursuant to §2-14.1 and §2-16 .1 of the Revised General Ordinances of the Township of Bernards, the Bernards Township Fire Department shall consist of the Basking Ridge Fire Company #1 and the Liberty Corner Fire Company; and the Bernards Township First Aid and Emergency Department shall consist of the First Aid Squad of the Basking Ridge Fire Company No. #1 and the Liberty Corner First Aid Squad; and

**WHEREAS**, the Liberty Corner Fire Company is recommending Ava Czerniach, residing at 269 Crabtree Court, Basking Ridge, for appointment as a Junior Member.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the above individual is hereby appointed as a Junior Member of the Liberty Corner Fire Company effective this date.

Agenda and Date Voted: 12/15/2020

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
**Rhonda Pisano, Municipal Clerk**

### **EXPLANATORY STATEMENT**

Application has been made by the applicant to the above referenced organization who has vetted said person and recommends appointment. In addition, a police background check has been performed.

Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2020-0391

Approval of the Bill List Dated 12/15/2020

**BE IT RESOLVED**, that the bill list dated 12/15/2020 be audited, and if found correct, be paid.

December 15, 2020  
10:59 AM

TOWNSHIP OF BERNARDS  
Check Register By Check Date

Page No: 1

Range of Checking Accts: CASH - CHECKING to CASH - CHECKING Range of Check Dates: 12/15/20 to 12/15/20  
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					
127003	12/15/20	90228 WARD, SCOTT	238.73	1554	Direct Deposit
127004	12/15/20	90267 AMERMAN, GLEN	67.99	1554	Direct Deposit
127005	12/15/20	90270 GELETA, ERIC M.	143.34	1554	Direct Deposit
127006	12/15/20	90327 MCKNIGHT, ALEX	2,187.95	1554	Direct Deposit
127007	12/15/20	90328 GIZIENSKI, RAYMOND M.	52.77	1554	Direct Deposit
127008	12/15/20	90383 LEO, KAREN	87.50	1554	Direct Deposit
127009	12/15/20	90529 SEVERINO, ANTHONY	4,176.47	1554	Direct Deposit
127010	12/15/20	90563 CARTOCCIO, KAITLIN	47.27	1554	Direct Deposit
127011	12/15/20	90585 METH, LESLIE	125.40	1554	Direct Deposit
127012	12/15/20	90598 LAGOLA, PETER	177.06	1554	Direct Deposit
127013	12/15/20	90604 KIEFER, CYNTHIA	266.32	1554	Direct Deposit
127014	12/15/20	90611 SYLVESTER, MARK	60.00	1554	Direct Deposit
127015	12/15/20	90674 NYDEGGER, RUSSELL	60.00	1554	Direct Deposit
127016	12/15/20	A0453 AMAZON.COM	321.11	1554	Direct Deposit
127017	12/15/20	A0611 AMERICAN WEAR, INC	905.60	1554	Direct Deposit
127018	12/15/20	A0660 AA BERMS LLC	50,627.63	1554	Direct Deposit
127019	12/15/20	B0203 DIFRANCESCO BATEMAN, PC	5,000.00	1554	Direct Deposit
127020	12/15/20	B0581 BUY WISE AUTO PARTS	764.19	1554	Direct Deposit
127021	12/15/20	B0758 BCI TRUCK, INC	81.28	1554	Direct Deposit
127022	12/15/20	C0083 CDW GOVERNMENT, INC.	21,269.10	1554	Direct Deposit
127023	12/15/20	D0339 DEER CARCASS REMOVAL SVC, LLC	50.00	1554	Direct Deposit
127024	12/15/20	D0380 DRIVERS TIRE & SERVICE CENTER	148.95	1554	Direct Deposit
127025	12/15/20	D0692 DRILLS, SKILLS & THRILLS	12,035.00	1554	Direct Deposit
127026	12/15/20	D0754 DC EXPRESS	642.50	1554	Direct Deposit
127027	12/15/20	H0420 HARMONY TREE CARE LLC	5,200.00	1554	Direct Deposit
127028	12/15/20	K0354 KANOPY INC	324.00	1554	Direct Deposit
127029	12/15/20	M0830 MOTT MACDONALD LLC	1,087.50	1554	Direct Deposit
127030	12/15/20	P0546 PETER RUBINETTI PRIVATE DISP	1,585.99	1554	Direct Deposit
127031	12/15/20	P0706 PARTS AUTHORITY LLC	580.18	1554	Direct Deposit
127032	12/15/20	S0016 STORR TRACTOR COMPANY	1,235.81	1554	Direct Deposit
127033	12/15/20	S0443 STAPLES ADVANTAGE	23.88	1554	Direct Deposit
127034	12/15/20	T0192 TURN OUT UNIFORMS INC	1,688.28	1554	Direct Deposit
127035	12/15/20	U0001 UNITEMP INC.	529.90	1554	Direct Deposit
127036	12/15/20	W0241 W.B. MASON CO INC.	129.98	1554	Direct Deposit
127037	12/15/20	W0339 W.B. MASON	439.17	1554	Direct Deposit
127038	12/15/20	A0126 AFLAC NEW YORK	230.50	1555	
127039	12/15/20	A0338 AFLAC	396.52	1555	
127040	12/15/20	A0425 ATLANTIC TACTICAL	26.32	1555	
127041	12/15/20	A0474 AIR GROUP, LLC	13,830.00	1555	
127042	12/15/20	A0666 ALSTEDE FARMS, LLC	1,440.00	1555	
127043	12/15/20	A0707 AMERICAN LIBRARY ASSOCIATION	500.00	1555	
127044	12/15/20	A0708 ASSOCIATED TITLE AGENCY	3,436.60	1555	
127045	12/15/20	B0001 BAKER & TAYLOR, INC.	4,240.48	1555	
127046	12/15/20	B0017 BRIDGEWATER RESOURCES, INC.	10,035.88	1555	
127047	12/15/20	B0026 BERNARDS TOWNSHIP CURRENT	0.00	12/15/20 VOID	0
127048	12/15/20	B0026 BERNARDS TOWNSHIP CURRENT	19,639.59	1555	
127049	12/15/20	B0031 BERNARDSVILLE PRINT CENTER	79.00	1555	
127050	12/15/20	B0034 BERNARDS TOWNSHIP PAYROLL ACCT	1,078,929.02	1555	
127051	12/15/20	B0044 BASKING RIDGE ANIMAL HOSPITAL	742.00	1555	
127052	12/15/20	B0098 BERNARDS TOWNSHIP (RECREATION)	346.88	1555	
127053	12/15/20	B0308 BEDMINSTER TOWNSHIP	80,887.89	1555	
127054	12/15/20	B0315 BOROUGH OF PEAPACK & GLADSTONE	3,152.00	1555	
127055	12/15/20	B0518 BERNARDSVILLE HARDWARE	5.98	1555	
127056	12/15/20	B0690 BIBLIOTHECA LLC	2,872.12	1555	
127057	12/15/20	C0024 GANNETT NEW JERSEY NEWSPAPERS	195.22	1555	
127058	12/15/20	C0165 CAPOZZI, LOU	900.00	1555	
127059	12/15/20	C0434 CENTRAL JERSEY CONSTRUCTION	1,331.25	1555	
127060	12/15/20	C0482 OPTIMUM	138.44	1555	
127061	12/15/20	C0482 OPTIMUM	44.95	1555	
127062	12/15/20	C0482 OPTIMUM	8.33	1555	
127063	12/15/20	C0482 OPTIMUM	33.32	1555	
127064	12/15/20	C0522 CHATHAM LAWNMOWER SALES & SVC	445.81	1555	
127065	12/15/20	C0597 CLIFFSIDE BODY CORPORATION	37.81	1555	
127066	12/15/20	C0613 CIGNA GROUP INSURANCE	1,570.83	1555	
127067	12/15/20	C0697 BB&T/CPS	38.28	1555	
127068	12/15/20	C0811 COASTAL METAL RECYCLING CORP	765.00	1555	
127069	12/15/20	C0832 CLEAR POINT DESIGNS	1,231.25	1555	
127070	12/15/20	C0833 CERONE, JR., ESQ., MICHAEL A.	66.67	1555	
127071	12/15/20	C0912 CASTORRI, PEGGY	520.00	1555	
127072	12/15/20	D0122 DIAMANTE, TOM	900.00	1555	
127073	12/15/20	D0270 DIRECT INSPECT, LLC	555.00	1555	
127074	12/15/20	E0231 EKA ASSOCIATES, P.A.	540.00	1555	
127075	12/15/20	E0246 EMSL ANALYTICAL, INC.	10.44	1555	
127076	12/15/20	E0266 EVIDENT, INC	76.95	1555	
127077	12/15/20	E0297 EMR POWER SYSTEMS LLC	105.00	1555	

127078	12/15/20	F0001	FEDEX	37.53	1555
127079	12/15/20	F0003	FOLEY, INCORPORATED	640.62	1555
127080	12/15/20	F0047	FULLERTON FORD	1,390.44	1555
127081	12/15/20	F0158	FLEMINGTON DEPARTMENT STORE	347.84	1555
127082	12/15/20	F0171	FIRST CHOICE AUTO PARTS &	1,720.13	1555
127083	12/15/20	F0324	FLAGSHIP DENTAL PLANS	321.46	1555
127084	12/15/20	F0326	FX AUTOMOTIVE LLC	962.61	1555
127085	12/15/20	F0330	FIDELITY SECURITY LIFE INS	246.24	1555
127086	12/15/20	G0004	GALLS, INC.	151.23	1555
127087	12/15/20	G0066	GRAINGER INC	3,241.68	1555
127088	12/15/20	G0098	JCP&L	21,599.97	1555
127089	12/15/20	G0333	BEDMINSTER CAR WASH	125.45	1555
127090	12/15/20	G0500	GREEN BROOK ELECTRONICS	59.97	1555
127091	12/15/20	G0509	GREEN ROCK RECYCLING	300.00	1555
127092	12/15/20	G0538	GOODHART, FRANK W	125.00	1555
127093	12/15/20	G0596	GRIFFITH - ALLIED TRUCKING LLC	7,345.01	1555
127094	12/15/20	H0178	HOSE SHOP, INC.	339.94	1555
127095	12/15/20	H0246	HOME DEPOT CREDIT SERVICES	309.32	1555
127096	12/15/20	H0297	DIRECT ENERGY BUSINESS	65.19	1555
127097	12/15/20	H0397	HALE, LOUISE FORDHAM	690.00	1555
127098	12/15/20	H0402	HANBURY, PHD, RAYMOND F	500.00	1555
127099	12/15/20	I0128	INNOVATIVE DOCUMENT IMAGING	445.00	1555
127100	12/15/20	I0159	IMPERIAL DADE	1,147.65	1555
127101	12/15/20	I0165	INTERNATIONAL ASSN OF ARSON	90.00	1555
127102	12/15/20	J0211	J. APPLESEED	335.10	1555
127103	12/15/20	K0024	KEYSTONE PLASTICS, INC.	945.00	1555
127104	12/15/20	K0059	KAYSER, JOHN P	350.00	1555
127105	12/15/20	K0259	KONICA MINOLTA PREMIER FINANCE	108.92	1555
127106	12/15/20	K0334	KONICA MINOLTA BUSINESS	18.15	1555
127107	12/15/20	K0334	KONICA MINOLTA BUSINESS	16.40	1555
127108	12/15/20	K0334	KONICA MINOLTA BUSINESS	13.10	1555
127109	12/15/20	K0334	KONICA MINOLTA BUSINESS	192.89	1555
127110	12/15/20	K0341	KONICA MINOLTA PREMIER FINANCE	123.54	1555
127111	12/15/20	K0341	KONICA MINOLTA PREMIER FINANCE	133.42	1555
127112	12/15/20	L0038	LIN-GATE EQUIPMENT SALES & SVC	141.00	1555
127113	12/15/20	L0054	LORCO PETROLEUM SERVICES	225.00	1555
127114	12/15/20	L0116	LAWMEN SUPPLY	105.40	1555
127115	12/15/20	L0238	LINDSEY MEYER TEEN INSTITUTE	2,000.00	1555
127116	12/15/20	M0006	MGL PRINTING SOLUTIONS	733.00	1555
127117	12/15/20	M0261	M.A.I.N., INC.	227.62	1555
127118	12/15/20	M0353	MIDWEST TAPE	1,546.65	1555
127119	12/15/20	M0465	RR DONNELLEY	147.00	1555
127120	12/15/20	M0518	KONICA MINOLTA BUSINESS SOL.	31.85	1555
127121	12/15/20	M0518	KONICA MINOLTA BUSINESS SOL.	9.10	1555
127122	12/15/20	M0859	MAXX'S FLEET REPAIRS, LLC	5,392.23	1555
127123	12/15/20	M0868	M & P RETIREMENT PLAN	129,936.13	1555
127124	12/15/20	N0001	N.I.G.P.	190.00	1555
127125	12/15/20	N0006	NEW JERSEY AMERICAN WATER CO.	953.47	1555
127126	12/15/20	N0017	NJ STATE LEAGUE OF MUNICIPAL.	115.00	1555
127127	12/15/20	N0017	NJ STATE LEAGUE OF MUNICIPAL.	7.00	1555
127128	12/15/20	N0032	NJ STATE DEPT HEALTH/SR SVCS	33.60	1555
127129	12/15/20	N0179	NEW JERSEY STATE GOLF ASSOC.	168.00	1555
127130	12/15/20	N0189	NEW JERSEY FIRE EQUIPMENT CO.	2,361.69	1555
127131	12/15/20	N0389	NJ MOTOR VEHICLE COMMISSION	60.00	1555
127132	12/15/20	N0389	NJ MOTOR VEHICLE COMMISSION	60.00	1555
127133	12/15/20	N0389	NJ MOTOR VEHICLE COMMISSION	60.00	1555
127134	12/15/20	N0389	NJ MOTOR VEHICLE COMMISSION	60.00	1555
127135	12/15/20	N0389	NJ MOTOR VEHICLE COMMISSION	60.00	1555
127136	12/15/20	N0470	NATIONWIDE	99.22	1555
127137	12/15/20	O0105	O.C.A. BENEFIT SERVICES, LLC	113.85	1555
127138	12/15/20	O0135	OUTHOUSE LLC	160.00	1555
127139	12/15/20	P0005	PITNEY BOWES, INC.	1,440.62	1555
127140	12/15/20	P0014	PUBLIC SERVICE ELEC. & GAS CO	1,902.54	1555
127141	12/15/20	P0046	RESERVE ACCOUNT	967.40	1555
127142	12/15/20	P0241	PROQUEST LLC	1,108.64	1555
127143	12/15/20	P0525	POWER PLACE, INC.	388.52	1555
127144	12/15/20	P0534	PLUG 'N PAY TECHNOLOGIES, INC.	20.00	1555
127145	12/15/20	P0538	PROVIDENT LIFE & ACCIDENT	104.24	1555
127146	12/15/20	P0602	PRAXAIR DISTRIBUTION, INC	36.83	1555
127147	12/15/20	P0646	PIEDICI, KATHLEEN I.	51.18	1555
127148	12/15/20	Q0002	CINTAS CORP. - #062	438.85	1555
127149	12/15/20	R0010	REIDER ASSOCIATES, INC.	325.00	1555
127150	12/15/20	R0050	ROTO-ROOTER	2,500.00	1555
127151	12/15/20	R0308	ROUTE 23 AUTO MALL	1,043.60	1555
127152	12/15/20	R0369	RUTGERS -CENTER FOR CONTINUING	135.00	1555
127153	12/15/20	R0420	RENN, THEODORE	630.00	1555
127154	12/15/20	S0069	SAL'S AUTO BODY INC.	3,630.34	1555
127155	12/15/20	S0088	SOMERSET COUNTY CLERK	6,962.28	1555
127156	12/15/20	S0135	CJHRC-CENTRAL JERSEY HOUSING	168.00	1555
127157	12/15/20	S0191	SOMERSET COUNTY RECYCLING PROG	61,895.52	1555
127158	12/15/20	S0378	STAVOLA ASPHALT	241.87	1555
127159	12/15/20	S0628	STATE OF NEW JERSEY-HB	194,695.91	1555
127160	12/15/20	S0847	SHI INTERNATIONAL	713.00	1555
127161	12/15/20	S0875	SUNLIGHT GENERAL CAPITAL	120.25	1555
127162	12/15/20	S0977	STAVOLA CONSTRUCTION MATERIALS	109.33	1555
127163	12/15/20	S0987	SCHWALB, JEFF	900.00	1555
127164	12/15/20	S1007	SPRUCE INDUSTRIES	598.00	1555
127165	12/15/20	S1015	SHAUGHNESSY SPORTS CONST LLC	1,300.00	1555
127166	12/15/20	S1017	STEM, AMY	543.75	1555
127167	12/15/20	S1018	SUTTON, JAMIE	543.75	1555
127168	12/15/20	S1164	STOLBACH, DIANE	2,039.21	1555
127169	12/15/20	T0055	T & M ASSOCIATES	5,568.67	1555
127170	12/15/20	T0066	CENGAGE LEARNING CREDIT SVCS	50.98	1555
127171	12/15/20	T0372	TLO, LLC	391.80	1555
127172	12/15/20	T0443	THOMSON REUTERS-WEST	117.37	1555
127173	12/15/20	V0037	VILLAGE SUPERMARKET, INC.	9.48	1555
127174	12/15/20	V0052	VERMONT SYSTEMS, INC.	250.00	1555
127175	12/15/20	V0056	VERIZON WIRELESS	901.24	1555
127176	12/15/20	V0058	VERIZON	523.83	1555
127177	12/15/20	V0073	VAIL INDUSTRIAL SUPPLIES	306.17	1555
127178	12/15/20	V0084	VERIZON	535.29	1555
127179	12/15/20	V0124	VERIZON BUSINESS FIOS	569.98	1555
127180	12/15/20	V0177	VERIZON	538.27	1555
127181	12/15/20	V0185	VERIZON CONNECT	534.27	1555
127182	12/15/20	V0217	VANDERHOOF, ROBERT OR DENISE	640.55	1555

127183	12/15/20	W0016	WARRENVILLE TRUE VALUE	2,235.04	1555
127184	12/15/20	W0030	WORLD BOOK, INC	519.00	1555
127185	12/15/20	W0259	VENTURA, MIESOWITZ, KEOUGH &	2,701.00	1555
127186	12/15/20	W0291	WEISBERG, ALAN	900.00	1555
127187	12/15/20	X0003	XEROX CORPORATION	209.04	1555
127188	12/15/20	X0005	XTEL COMMUNICATION	476.64	1555
127189	12/15/20	X0005	XTEL COMMUNICATION	1,668.74	1555

Checking Account Totals	Paid	Void	Amount Paid	Amount Void
	----	----	-----	-----
Checks:	151	1	1,724,941.93	0.00
Direct Deposit:	35	0	112,360.85	0.00
	=====	=====	=====	=====
Total:	186	1	1,837,302.78	0.00

Report Totals	Paid	Void	Amount Paid	Amount Void
	----	----	-----	-----
Checks:	151	1	1,724,941.93	0.00
Direct Deposit:	35	0	112,360.85	0.00
	=====	=====	=====	=====
Total:	186	1	1,837,302.78	0.00

Totals by Year-Fund	Fund	Budget Total	Revenue Total	G/L Total	Total
Fund Description					
CURRENT FUND	0-01	1,453,511.96	0.00	0.00	1,453,511.96
DOG FUND	0-12	1,178.12	0.00	0.00	1,178.12
GOLF COURSE UTILITY	0-26	3,573.76	0.00	0.00	3,573.76
Year Total:		1,458,263.84	0.00	0.00	1,458,263.84
CAPITAL FUND	C-04	77,519.95	0.00	0.00	77,519.95
PUBLIC GRANTS	G-02	57,295.89	0.00	0.00	57,295.89
TRUST FUNDS	T-13	236,033.35	0.00	0.00	236,033.35
PROJECT		8,189.75	0.00	0.00	8,189.75
Total Of All Funds:		1,837,302.78	0.00	0.00	1,837,302.78

Agenda and Date Voted:

12/15/2020

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.**

**Rhonda Pisano , Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2020-0395

2021 Annual Parking Permit Fees for the Stonehouse Road Bus,  
Basking Ridge and Lyons Train Stations Commuter Parking Lots

**WHEREAS**, pursuant to §8-7.4 of the Revised General Ordinances of the Township of Bernards the annual fee for resident parking permits will be set by resolution of Township Committee for persons utilizing the Stonehouse Road Bus and Basking Ridge and Lyons Train Stations Commuter Parking Lots (“commuter lots”); and

**NOW THEREFORE BE IT RESVOLED**, by the Township Committee of the Township of Bernards that the annual fees for parking at all township commuter lots are hereby set as follows:

Resident Permit Fee:	\$160.00
Permit Replacement Fee:	\$ 5.00

**NOW THEREFORE BE IT FURTHER RESOLVED**, that pursuant to §8-7.4 of the Revised General Ordinances of the Township of Bernards fees are non-refundable and will not be prorated.

Agenda and Date Voted: 12/15/2020

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted  
by the Bernards Township Committee on 12/15/2020

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk

### Explanatory Statement

Annual resolution of the Township is required to set fees for the commuter parking lots. The fees for resident, and replacements permits will remain the same and are non-refundable and not prorated.

Rhonda Pisano  
Municipal Clerk





# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## **Resolution #2020-0396**

Authorizing Acceptance of Funds from Sub-grant Award #FY20-EMPG-EMAA-1802 of the Federal Fiscal Year 2020 Emergency Management Agency Assistance Program Funding - \$10,000.00

**WHEREAS**, the Township of Bernards, has been awarded State Homeland Security Grant Program Subgrant CFDA #97.042, Award #FY20-EMPG-EMAA-1802 from the New Jersey State Police Office of Emergency Management with a performance period of July 1, 2020 through June 30, 2021; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Township of Bernards is authorized to accept and shall accept the award of the FY20 Emergency Management Agency Assistance Sub-grant Program in the amount of \$10,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management; and

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the Bernards Township Chief Financial Officer and Director of Emergency Management are authorized to sign the appropriate Sub-grant award documents with the New Jersey State Police, Office of Emergency Management and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement; and

**NOW, THEREFORE, BE IT FINALLY RESOLVED**, that the Township Clerk forward two copies of this resolution to the New Jersey State Police, Office of Emergency Management.

Agenda and Date Voted: 12/15/2020

### **CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.**

\_\_\_\_\_  
**Rhonda Pisano, Municipal Clerk**

### **Explanatory Statement:**

The Bernards Township Office of Emergency Management applies for and has received for many years EMAA grant funding to supplement the Emergency Management operating budget. "Acceptance Requirements" for the grant application this federal fiscal year requires that the governing body adopt an official resolution indicating that the Township will utilize grant money for the intended purpose. The grant award this year is \$10,000.00. This year there is no requirement for a financial match by the Township. The terms of the conditions require the funds be used for emergency management purposes.

Christopher Hurst, Emergency Management Coordinator



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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**Resolution #2020-0397**  
In Recognition of Service to Bernards Township  
Dr. Mona Birk, PhD

**WHEREAS**, Mona Birk has given generously of her time serving on the Board of Health as an exemplary board member, conducting herself in a dignified, faithful and professional manner and offering innumerable hours to our local government, its democratic process, and to the citizens of Bernards Township; and

**WHEREAS**, Mona Birk has rendered inestimable services as a member of the Board of Health from 2002 to 2020 with her background and degrees in Counseling Psychology, Marriage and Family Counseling, Adult Psychiatric Nursing, Nursing and Elementary Education.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that in recognition of her years of faithful service, the Bernards Township Committee extends to Mona Birk deep appreciation and sincere gratitude on behalf of all the residents and officials of Bernards Township; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, that the citation of her service be inscribed at length in the minutes of the Township meeting, held on the 15th day of December, in the year of Our Lord, 2020, and that a suitable copy thereof, signed by the members of the Township Committee and attested by the Municipal Clerk, with the corporate seal of the Township thereunto affixed, be presented to Mona Birk.

Agenda and Date Voted: December 15, 2020

\_\_\_\_\_  
James Baldassare Jr., Mayor

\_\_\_\_\_  
Joseph Esposito, Deputy Mayor

\_\_\_\_\_  
John Carpenter

\_\_\_\_\_  
Janice M. Fields

\_\_\_\_\_  
Attest: Rhonda Pisano, Municipal Clerk

\_\_\_\_\_  
Joan Bannan Harris



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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**Resolution #2020-0398**  
In Recognition of Service to Bernards Township  
Edward Nelson

**WHEREAS**, Edward Nelson has given innumerable hours to our local government, its democratic process, and to the citizens of Bernards Township; and

**WHEREAS**, Edward Nelson has rendered inestimable services as a member of the Recreation, Parks and Pathways Advisory Committee from 2014 to 2020.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that in recognition of his years of faithful service, the Bernards Township Committee extends to Edward Nelson deep appreciation and sincere gratitude on behalf of all the residents and officials of Bernards Township; and

**NOW THEREFORE BE IT FURTHER RESOLVED**, that this citation of his service be inscribed at length in the minutes of this Township meeting, held on the 15th day of December, in the year of Our Lord, 2020, and that a suitable copy thereof, signed by the members of the Township Committee and attested by the Municipal Clerk, with the corporate seal of the Township thereunto affixed, be presented to Edward Nelson.

Agenda and Date Voted: December 15, 2020

\_\_\_\_\_  
James Baldassare Jr., Mayor

\_\_\_\_\_  
Joseph Esposito, Deputy Mayor

\_\_\_\_\_  
John Carpenter

\_\_\_\_\_  
Janice M. Fields

\_\_\_\_\_  
Attest: Rhonda Pisano, Municipal Clerk

\_\_\_\_\_  
Joan Bannan Harris



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0399**

In Recognition of Service to Bernards Township  
Mary Pavlini

**WHEREAS**, Mary Pavlini has given innumerable hours to our local government, its democratic process, and to the citizens of Bernards Township; and

**WHEREAS**, Mary Pavlini has rendered inestimable services as a member on various Boards and Commissions, including the Township Committee, with her most recent contribution as a member of the Sewerage Authority from 2006 to 2020; and

**WHEREAS**, Mary Pavlini has always provided clear and thoughtful insight on numerous issues.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that we do hereby recognize Mary Pavlini's years of faithful service to Bernards Township and its residents.

Agenda and Date Voted: 12/15/2020

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0400**

### **Personnel Appointment**

Christine Andres – Deputy Municipal Clerk – Municipal Clerk

**WHEREAS**, N.J.S.A. 40A:9-135 provides for the appointment of a Deputy Municipal Clerk and pursuant to § 2-4.2 of the Revised General Ordinances of the Township of Bernards, appointment by the Township Committee for a term of one year from January 1 in the year in which the appointment is made; and

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

**WHEREAS**, the full-time position of the Deputy Municipal Clerk is currently vacant; and

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

**WHEREAS**, Christine Andres has applied for the position and hold a current Registered Municipal Clerk (RMC) Certification as set forth in N.J.S.A. 40A:9-133.10 et. seq.; and

**WHEREAS**, Christine Andres meets the qualifications for appointment as Deputy Municipal Clerk; and

**WHEREAS**, the Municipal Clerk, Township Administrator and Human Resources Manager recommend appointment of Christine Andres to the position of full time Deputy Municipal Clerk.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Christine Andres be appointed full time Deputy Municipal Clerk with an appointment date of December 16, 2020 to expire December 31, 2020 at an hourly rate of \$24.00 for a 40-hour work week.

Agenda and Date Voted: 12/15/2020

#### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk

#### **EXPLANATORY STATEMENT**

The Deputy Municipal Clerk position became available due to a resignation within the Clerk's Office. The position was posted and advertised according to township policy. Christine Andres applied for the position and is qualified to fill the position. Ms. Andres comes to Bernards Township with experience as a Deputy Municipal Clerk in another municipality and holds a current Registered Municipal Clerk Certification.  
Carol Ackerman, HR Generalist



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## **Resolution #2020-0401**

Transfer Resolution – December 15, 2020  
Municipal Court

**WHEREAS**, there appears to be insufficient funds in the following account(s) (excepting the appropriation for Contingent Expenses or Deferred Charges) to meet the demands for the balance of the Current Year,

### **Current Fund – 2020 Appropriations**

Municipal Court Outside Cap – Other Expenses

**WHEREAS**, there appears to be a surplus in the following accounts(s) (excepting the appropriation for Contingent Expenses, Deferred Charges, Cash Deficit of Preceding Year, Reserve for Uncollected Taxes, Down Payments, Capital Improvement Fund, or Interest and Debt Redemption Charges) over and above the demand deemed necessary for the balance of the Current Year,

### **Current Fund – 2020 Appropriations**

Municipal Court Outside Cap – Salary & Wage  
Public Defender – Other Expenses  
Municipal Prosecutor – Other Expenses

**NOW, THEREFORE, BE IT RESOLVED** (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provision of N.J.S.A. 40A:4-58, part of the surplus in the account heretofore mentioned be and the same is hereby transferred to the account (excepting the appropriation for Contingent Expenses or Deferred Charges) mentioned as being insufficient, to meet the current demands, and

**BE IT FURTHER RESOLVED** that the Chief Financial Officer is hereby authorized and directed to make the following transfers:

<b><u>FROM:</u></b>	<b><u>AMOUNT</u></b>	<b><u>TO</u></b>
Appropriation: Municipal Court O/S Cap-S&W	\$71,894.02	Appropriation: Municipal Court O/S Cap–O.E.
Appropriation: Public Defender – O.E.	\$ 3,065.95	Appropriation: Municipal Court O/S Cap–O.E.
Appropriation: Municipal Prosecutor – O.E.	\$10,583.97	Appropriation: Municipal Court O/S Cap–O.E.
Total Transfer:	\$85,543.94	

Agenda and Date Voted: 12/15/2020

#### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk

#### **EXPLANATION**

The Township entered into a shared court service agreement with the Township of Bedminster. This transfer is necessary to pay the invoice for shared court costs out of the O/E line. No further expenditures will be made from the Municipal Court S/W , Public Defender O/E or Municipal Prosecutor O/E.

Sean McCarthy, CFO

December 1, 2020





# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

**Resolution #2020-0402**  
**Unused Vacation Accrual Due**  
**Fred Miller – Public Works**

**WHEREAS**, the Township Committee adopted Resolution No. 2020-0066 at their meeting of January 2, 2020, accepting the Personnel Policies and Procedures that outlines pay-outs due at the time of retirement; and

**WHEREAS**, Fred Miller, will retire from Bernards Township effective January 1, 2021; and

**WHEREAS**, per the requirements of the Township's Personnel Policy, Fred Miller is entitled to a Vacation Time Accrual payment for unused vacation time as calculated below based on an hourly rate of \$35.90. If the employee uses vacation time prior to her retirement date, the calculation below could be less but not more:

	<b>Total Hours Available</b>	<b>Amount Due</b>
Vacation Accrual	145.25	\$5,214.48

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that the unused accrued vacation payment be approved and distributed in the next available pay cycle.

Agenda and Date Voted: 12/15/20

**CHIEF FINANCIAL OFFICER CERTIFICATION**

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, do hereby certify that there are adequate funds for this expenditure. Funds are available in the Streets and Roads S&W, Line Account #0-01-26-290-101 for an amount not to exceed \$5,214.48

Date: 12/15/2020

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

**Resolution #2020-0403**  
**Unused Vacation Accrual Due**  
**Judith Bauer – Tax Collector’s Office**

**WHEREAS**, the Township Committee adopted Resolution No. 2020-0066 at their meeting of January 2, 2020, accepting the Personnel Policies and Procedures that outlines pay-outs due at the time of retirement; and

**WHEREAS**, Judith Bauer, will retire from Bernards Township effective January 1, 2021; and

**WHEREAS**, per the requirements of the Township’s Personnel Policy, Judith Bauer is entitled to a Vacation Time Accrual payment for unused vacation time as calculated below based on an hourly rate of \$25.26. If the employee uses vacation time prior to her retirement date, the calculation below could be less but not more:

	<b>Total Hours Available</b>	<b>Amount Due</b>
Vacation Accrual	54	\$1,364.04

**NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that the unused accrued vacation payment be approved and distributed in the next available pay cycle.

Agenda and Date Voted: 12/15/20

**CHIEF FINANCIAL OFFICER CERTIFICATION**

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, do hereby certify that there are adequate funds for this expenditure. Funds are available in the Revenue Administration S&W, Line Account #0-01-20-145-101 for an amount not to exceed \$1,364.04

Date: 12/15/2020

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020

\_\_\_\_\_  
Rhonda Plsano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2020-0405

Award of Change Order #1 for 2019 Sidewalk Improvements to  
AA Berms LLC, PO Box 180, Belleville, NJ 07109  
Decrease of \$17,998.42 (19.80%)

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

Vendor	CO	Original Award	Amount of Decrease	New Total
	Number 1	\$90,920.00	\$17,998.42 (19.80%)	\$72,921.58
TOTAL CO	CO #1		\$17,998.42 (19.80%)	\$72,921.58

**WHEREAS**, it is the recommendation of the Township Engineer and Purchasing Agent to award this change order to AA Berms LLC, PO Box 180, Belleville, NJ 07109; and

**WHEREAS**, the Chief Financial Officer is directed to credit Capital Ordinance #2417, line account # C-04-55-417-A02.

**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 AA Berms LLC, PO Box 180, Belleville, NJ 07109.

Agenda and Date Voted: 12/15/2020

### Explanatory Statement

This change order represents the net contract change as a result of as-built quantities measured in the field. Supplemental items include the replacement of concrete sidewalk along South Finley Avenue between Lake Road and Collyer Lane at a reduced unit price.

Date: November 30, 2020

Jonathan C. Blank, P.E., C.M.E.  
Assistant Township Engineer

### PURCHASING CERTIFICATION

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Francis J. Decibus, QPA  
Purchasing Agent

Date: December 3, 2020

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk

# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0406**

Extending a Shared Services Agreement with the  
Borough of Bernardsville and the Township of Bernards  
for the Oversight and Operation of the Bernardsville Fire Prevention Bureau

**WHEREAS**, the Borough of Bernardsville (“Bernardsville”) and the Township of Bernards (“Bernards”) have reviewed their needs, resources and personnel and have found that they can assist each other by Bernards operating the Bernardsville Fire Prevention Bureau with greater efficiency than the Borough operating the office with multiple part-time staff; and

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

**WHEREAS**, in a Shared Fire Prevention Bureau, each Bureau retains its own identity; and

**WHEREAS**, the Shared Fire Prevention Bureau shall be operated as two separate bureaus, pursuant to which Bernards is the host Fire Prevention Bureau and provides the services described in this Agreement to Bernardsville; and

**WHEREAS**, on October 27, 2020 the Township Committee of the Township of Bernards adopted resolution #2020-0342 entering into a Shared Services Agreement with Bernardsville and Bernards which establishes a shared Fire Prevention Bureau and provides for the sharing of bureau facilities and bureau staff including the Fire Official and Fire Inspectors; and

**WHEREAS**, the Shared Services Agreement terminates December 31, 2020; and

**WHEREAS**, the Township Committee of the Township of Bernards finds it to be in the best interest of the Township and its residents to extend this Shared Services Agreement with Bernardsville and Bernards for the establishment and operation of a shared Fire Prevention Bureau until March 31, 2021; and

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

1. The Shared Services Agreement with the Borough of Bernardsville, which Agreement sets forth the terms and conditions for the operation of the shared Fire Prevention Bureau, including the sharing of bureau facilities and bureau staff including the Fire Official and Fire Inspectors is hereby extended until March 31, 2021.
2. This Resolution shall take effect immediately upon adoption, and the adoption of the

appropriate mechanism approving the Shared Services Agreement adopted by the Township.

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.**

\_\_\_\_\_  
**Rhonda Pisano, Municipal Clerk**

**EXPLANATORY STATEMENT**

This Resolution extends the Shared Services Agreement with the, the Borough of Bernardsville and the Township of Bernards for the establishment and operation of a shared Fire Prevention Bureau.



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0407** 2021 Fee Schedule for Pleasant Valley Pool

**WHEREAS**, The Director of Parks & Recreation and the Pool Commission have recommended that fees be adopted for the 2021 pool season,

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the following will constitute the fees for membership in, and use of, the municipal pool for 2021:

Fee Type	2021 Fee
RESIDENT FAMILY MEMBERSHIP	
Special Rate - Through April 30	\$ 425.00
Regular Rate - Beginning May 1	\$ 525.00
RESIDENT TWO PERSON HOUSEHOLD MEMBERSHIP	
Special Rate - Through April 30	\$ 320.00
Regular Rate - Beginning May 1	\$ 420.00
RESIDENT SINGLE MEMBERSHIP	
Special Rate - Through April 30	\$ 215.00
Regular Rate - Beginning May 1	\$ 285.00
RESIDENT SENIOR CITIZEN MEMBERSHIP (60+ years old)	
Special Rate - Through April 30	\$ 90.00
Regular Rate - Beginning May 1	\$ 110.00
RESIDENT INITIATION FEES (Paid First Membership Year in addition to membership fee)	
Family or Two Person Membership Initiation Fee Includes an additional 3 complimentary guest visit credits	\$ 350.00
Single Membership Initiation Fee Includes 1 additional complimentary guest visit credit	\$ 175.00
NON-RESIDENT FAMILY MEMBERSHIP	
Special Rate - Through April 30	\$ 695.00
Regular Rate - Beginning May 1	\$ 795.00
NON-RESIDENT SINGLE MEMBERSHIP	
Special Rate - Through April 30	\$ 335.00
Regular Rate - Beginning May 1	\$ 395.00

<b>UPGRADE OF SINGLE MEMBERSHIP</b>	
Initiation Fee ( <i>Plus appropriate membership fee</i> )	\$150/\$175
Includes an additional 2 complimentary guest visit credits	
<b>LAPSED MEMBERSHIP RE-REGISTRATION<sub>1</sub></b>	
<b>2019 Members who were not active members in 2020, will not be considered lapsed and will not be charged a re-registration fee upon rejoining in 2021.</b>	
Family or 2-Person Membership Re-Registration	\$ 150.00
Includes an additional 3 complimentary guest visit credits	
Single Membership Re-Registration	\$ 75.00
Includes 1 additional complimentary guest visit credit	
<b>FAMILY SPONSORED BABYSITTER/NANNY PASS</b>	<b>\$ 170.00</b>

<b>Fee Type</b>	<b>2021 Fee</b>
<b>DAILY GUEST RATES</b>	
2 Complimentary Guest Passes Included with Each Membership, Valid Any Operating Day	\$ -
Weekday - All Guests, Ages 3 & Up	\$ 10.00
Weekend/Holiday - All Guests, Ages 3 & Up	\$ 12.00
Guests 2 Years & Younger	FREE
Any Day After 4PM - All Guests, Ages 3 & Up	\$ 6.00
<b>PRE-PAID DISCOUNTED GUEST VISIT CREDITS</b>	
10 Visits, Guests 3 & Up, Valid Any Day During Season	
Special Rate – Through April 30	\$ 90.00
Regular Rate – Beginning May 1	\$ 100.00
<b>SWIM TEAM</b>	
Swim Team & Pre Team - per child	\$ 90.00
Swim Team & Pre Team Discount – per child <i>--for families with 3 or more children participating</i>	\$ 10.00
Swim Team – per PVP Lifeguard	\$ 15.00
Swim Team & Pre-Team Late Fee – per child	\$ 20.00
<b>SWIM DIAPER</b>	<b>\$ 7.00</b>
<b>PHOTO I.D. REPLACEMENT</b>	
Per ID for 1 - 2 IDs	\$ 10.00
3 or More IDs, Same Family, Reprinted Same Time	\$ 30.00
No Charge for ID Reprints with Renewal through April 30	\$ -

**NOTES REGARDING FEES:**

1. Re-Registration Fees are charged when those who previously held membership within the last 10 years, have paid the initiation fee and wish to re-join the pool after a lapse in membership. All current membership eligibility qualifications must be met.
2. Waving of Fees:
  - o Active Fire Company & First Aid Squad Volunteers are eligible to receive complimentary guest visits credits in an amount equal to five household visits to the pool each season.
  - o The families or individuals recognized by the Township who lost an immediate family member in the September 11<sup>th</sup> tragedy are eligible for a complimentary pool membership as long as they meet the requirements for membership to Pleasant Valley Pool, i.e. remain a resident of Bernards Township. Children of eligible families may receive complimentary individual membership up to the age of 23.



If the surviving spouse re-marries then annual membership fees will be assessed, per type of membership. Guest fees will be the responsibility of the family.

- Initiation fees, membership fees, guest fees, activity fees and late fees will not be waived under any circumstances for other than those reasons listed above.
- 3. Full refunds for membership are issued only if the Department is notified in writing prior to opening day for the season. Once the pool has opened a 50% refund of membership fees will be issued only if the Department is notified in writing prior to the start of full time hours. Refund dates for swim lesson and swim team programs will be noted on their respective registration forms. All Department policies and procedures regarding refunds apply to Pleasant Valley Pool fees. Refund policies are subject to change based on action of the Pool Commission.

Agenda and Date Voted: 12/15/2020

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020**

**Rhonda Pisano, Municipal Clerk**

**Explanatory Statement:**

The Pool Commission voted to recommend the above 2021 Fee Schedule on October 26, 2020. Revenues from pool memberships, guest and activity fees fund the annual operation of the facility as well as necessary capital improvements.

- Membership fees payment tiers were reduced to Special and Regular fees only, eliminating the middle payment tier. This will allow us to delay initial renewals and extend the special rate payment deadline to April 30<sup>th</sup>. While we typically would begin accepting renewal payments immediately in the new year, we plan to delay this process until we understand better how we will be required to operate during the 2021 season due to the COVID-19 pandemic. We would like to avoid processing refunds, by allowing members ample time to decide if they wish to renew at our lowest membership rates.
- Operating expenses far exceeded revenues in 2020 due to a reduced membership base and no guest revenue as a result of COVID-19 operating procedures. Capital improvement projects are still necessary prior to the 2021 season. Membership fees were increased approximately \$10-\$20 per tier.
- Earlier this year the Pool Commission voted to waive the typical re-registration fee for a lapse in membership for all 2019 members who did not renew for 2020. 2019 members will be able to rejoin in 2021 without penalty.

Jennifer Gander  
Director, Parks & Recreation



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2020-0408

### 2021 Fee Schedule for The Coakley-Russo Memorial Golf Course

**WHEREAS**, The Director of Parks & Recreation and the Golf Advisory Committee has recommended that fees be adopted for the 2021 golf season.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the following will constitute the fees for membership in, and use of, the golf course for 2021:

Fee Type	2021 Fees
<b><u>Resident/VA Affiliate Memberships</u></b>	
Membership, Early Payment	\$ 480.00
Membership, Regular Payment	\$ 550.00
Senior (60+) Discount off Membership Fee At Time of Payment	\$ 40.00
Student (12 – 17) Discount off Membership Fee At Time of Payment	\$ 85.00
Student Summer Only Membership, Residents Age 12-23	\$ 270.00
Initiation, First Member in Household	\$ 300.00
Initiation, Additional Family Member in Same Household	\$ 150.00
Lapse of Membership Re-Registration Fee	\$ 100.00
<i>2019 Members who were not active members in 2020, will not be considered lapsed and will not be charged a re-registration fee upon rejoining in 2021.</i>	
<b><u>Non Resident Memberships</u></b>	
Membership, Early Payment	\$ 625.00
Membership, Regular Payment	\$ 725.00
<b><u>Guest Fees</u></b>	
Guest Fee, Weekday (Mon – Thurs)	\$ 20.00
Guest Fee, Weekend (Fri/Sat/Sun) & Holidays	\$ 25.00
Student (ages 8 – 23) Guest Fee, Weekday (Mon – Thurs)	\$ 15.00
Student (ages 8 – 23), Weekend (Fri/Sat/Sun) & Holidays	\$ 20.00
Second 9-hole Round (played consecutively)	\$ 7.00
Pre-paid Guest Savings Pass (10 rounds, Mon-Thurs)	\$ 150.00
Pre-paid Guest Savings Pass (10 rounds, Fri-Sun)	\$ 200.00
<b><u>Other Fees</u></b>	
Pull/Push Cart Rental	\$ 3.00
USGA Handicap Registration Fee, Members Age 19 and older	\$ 30.00
Students who turn 18 years old or younger in 2021	No Cost
ID Replacement Fee - Free Reprints through April 30	\$ 10.00
All memberships paid by February 28 will include 2 complimentary guest visit credits.	

Agenda and Date Voted: 12/15/2020

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020**

\_\_\_\_\_  
**Rhonda Pisano , Municipal Clerk**

**Explanatory Statement:**

The Golf Advisory Committee voted to approve the 2021 fee schedule on November 16, 2020. We have recommended fees to cover increased operating expenses due to the contracted maintenance bid, mandated minimum wage increases and the addition of online tee time reservations.

**Fee changes for 2021 include:**

- Continuing to offer two complimentary guest visit credits with all members renewals and purchases made by February 28<sup>th</sup>.
- Waiver of re-registration fees for those who were members in 2019, chose not to renew for 2020 and wish to rejoin for 2021.
- Increase of \$10-\$20 across all membership fee categories.

There were no changes recommended to gate fees.

Jennifer Gander  
Director, Parks & Recreation



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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**Resolution #2020-0409**  
In Recognition of Service to Bernards Township  
Jennifer Donohoe

**WHEREAS**, Jennifer Donahoe approached the Township Committee to honor Bernards Township veterans for their service by initiating a Hometown Hero's banner program; and

**WHEREAS**, the Township Committee agreed with the importance of honoring veterans for their patriotism, love of country, and willingness to serve for the common good; and

**WHEREAS**, Jennifer recruited volunteers including VFW Post Commander, Fred Bueler, Betsy Bacot and Mona Shaw who then worked with township staff to investigate vendors specializing in veteran banners; identified various locations within the township to display the banners; and worked on developing an application process; and

**WHEREAS**, veteran's banners were proudly displayed on Memorial Day within the township's Municipal Building complex and very well received by the community; and

**WHEREAS**, the veteran's banner program continues to grow and expand and again displayed veteran's banner on Veteran's Day.

**NOW THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Bernards hereby recognizes Jennifer Donohoe and her volunteers for their initiative and assistance in making the Hometown Hero's Banner Program a success in Bernards Township and look forward to the program expanding in the years to come.

Agenda Date and Vote: 12/15/2020

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0410**

In Recognition of Service to Bernards Township  
Kevin Orr

**WHEREAS**, Section 4-9 et.al. of the Revised General and Land Use Ordinances of the Township of Bernards regulates quarrying operations and rehabilitation; and

**WHEREAS**, a Kevin Orr served on the Quarry Oversight Committee established by the Township Committee to address any issues that may arise during the course of implementing the Rehabilitation Plan; and

**WHEREAS**, Kevin sought to preserve the public health, safety and welfare of Township of Bernards and its inhabitants.

**NOW THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Bernards hereby recognizes and thanks Kevin Orr for his service, time and commitment on the Quarry Oversight Committee.

Agenda Date and Vote: 12/15/2020

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## Resolution #2020-0411

In Recognition and Appreciation to the Participants  
Who Secured the Women's Suffrage Banners in Bernards Township

**WHEREAS**, August 26, 2020 marked the anniversary of the 19<sup>th</sup> Amendment and its certification into the U.S. Constitution providing and preserving the right to vote to women; and

**WHEREAS**, members of the public in Bernards Township wished to mark this Centennial milestone by honoring those who fought to restore and expand the right to vote to women; and

**WHEREAS**, Joan Harris organized securing donations from the following individuals to contribute to, or purchase, Women's Suffrage banners to be displayed throughout the grounds of the Municipal Complex;

Joan Harris	Pat Monaco	Janice Fields
Tracey Baldassare	Nola Cowsert Hansen	Lisa Cody Winter
Katie Staub	Amy Storm Meleck	Rita Considine Zarabarra
Linda Mahoney	Ann Parsekian	Monique Loh
Lori Potenza Waldron	Jenny Lewter Speal	Alia Truett
Catherine Matt Santaiti	Nancy D'Andrea	Sophia Chadda
Julie Busher Keating	Sara Nichols	Kelly Mertz
Peggy Raptis Baurkot	Susan Okin Goldsmith	Paula Mares Atkinson
Pat Sodolak	Jane Conklin	Katie Davis Ferdinand
Nancy Frank Cook	Hilary Klimek	Aileen Main
Aliz Lynne Marsters	Donna Gerhard Burnett	Berit Bizjak
Neha Gogate Gorfinkel	Marie Young	Pam Brill Ball
Sarah Bonnefoi	Laurie Salomon	Anisha Kurian-Phillip
Heather Hudson	Molly Briggs McManus	Suzanne Ring Glassman
Barbara Brooks	Sima Guven	Diana Ryan
Pat Tobia		

and

**WHEREAS**, Bernards Township resident Brian DeWitt, owner of Prism Digital Communication, designed and provided the Women's Suffrage Centennial banners in a prompt and affordable manner.

**NOW THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Bernards hereby thanks Ms. Harris and the other individuals involved in honoring women's right to vote.

Agenda Date and Vote: 12/15/2020

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk





# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0412**

In Recognition and Appreciation to  
Awakened Films, Video Production Company

**WHEREAS**, Awakened Films, located in Basking Ridge, NJ and established by husband and wife team Jason and Gillian Schuler, is a full-service production agency; and

**WHEREAS**, Awakened Films dropped everything at a moment's notice in early March, the beginning of the COVID-19 outbreak, to work with the Mayor on getting an important and critical message out to the residents regarding the pandemic; and

**WHEREAS**, despite having their company, who was also adversely affected by the economic impact like many other businesses here in the township, generously provided an initial COVID-19 response video, free of charge for the benefit of Bernards Township residents; and

**WHEREAS**, Jason and Gillian have hired a number of Ridge High School graduates over the past 12 years of business further supporting the residents of our community.

**NOW THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Bernards, hereby recognizes and thanks Jason and Gillian Schuler, owners of Awakened Films for producing a quality video message for the residents of Bernards Township; and

**NOW THEREFORE, BE IT FURTHER RESOLVED**, that the Bernards Township Committee and wishes them the very best in the future of their video production company.

Agenda Date and Vote: 12/15/2020

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0413**

In Recognition and Appreciation to  
Health Officer Lucy Forgione  
and the Bernards Township Health Department Staff

**WHEREAS**, Bernards Township's Health Department has been on the "front lines" during the COVID-19 outbreak which began in January of 2020, heightened in March, and has continued to persist in the ensuing months; and

**WHEREAS**, the Bernards Township Health Department has updated the public by disseminating over 51 (and counting) alerts and posting on their website and through the alert system with notices that include information and links to other important resources; and

**WHEREAS**, staff has had to continually navigate an everchanging landscape of restrictions, emergency orders, declarations, and recommendations; and

**WHEREAS**, the Bernards Township Health Department and its staff have also provided contractual essential and imperative services to five neighboring municipalities which includes services to schools, assisted living facilities and other facilities; and

**WHEREAS**; and staff have constantly worked to improve the manner in which they give and receive information to all the residents they serve.

**NOW THEREFORE BE IT RESOLVED** that the Township Committee of the Township of Bernards hereby recognizes the exceptional performance by Health Officer Lucy Forgione and her staff for their continued daily efforts to keep all of our residents up to speed in difficult and uncertain times.

Agenda Date and Vote: 12/15/2020

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

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## **Resolution #2020-0414**

In Recognition and Appreciation to  
Paula Axt, Brendan Tighe, Frank Dudzik, and Marie Young  
For Their Assistance with the 2020 Memorial Day Ceremony

**WHEREAS**, national, state and public health emergencies caused by the COVID-19 virus pandemic prevented individuals from being able to participate in traditional Memorial Day ceremonies; and

**WHEREAS**, Bernards Township had to cancel the beloved Memorial Day parade to commemorate and honor the men and women who died while serving in the United States military; and

**WHEREAS**, a solemn ceremony was instead held by the Mayor and Township Committee members of Bernards Township; and

**WHEREAS**, Paula Axt, Brendan Tighe, Frank Dudzik played Taps on their bag pipes giving special meaning to the occasion; and

**WHEREAS**, Marie Young, live streamed the event and provided a video which was then posted on the township's website for residents to view at any time.

**NOW THEREFORE BE IT RESOLVED** that the Township Committee of the Township of Bernards hereby recognizes the thanks Paula Axt, Brendan Tighe, Frank Dudzik, and Marie Young for contributing their talents to ensure that the men and women of the United States military were honored.

Agenda Date and Vote: 12/15/2020

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## Resolution #2020-0415

Acceptance of Grant and Insertion of Revenue Item Into the 2020 Budget  
\$9,500 from the New Jersey Board of Public Utilities  
for the purpose of participating in the Clean Fleet Electric Vehicle Incentive 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 an award of \$9,500 from the New Jersey Board of Public Utilities for the purpose of participating in the Clean Fleet Electric Vehicle Incentive Program and wishes to amend its 2020 budget to include this amount as 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:

Special Items of General Revenue Anticipated with Prior Written

Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations:  
2020 NJBPU – Clean Fleet EV

**BE IT FURTHER RESOLVED** that a like sum of \$9,500 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:  
2020 NJBPU – Clean Fleet EV

Agenda and Date Voted: 12/15/2020

Explanatory Statement: This resolution authorizes the acceptance of the NJBPU Clean Fleet EV grant and amends the 2020 budget to appropriate the grant monies not anticipated at the time of budget adoption.

Date: 12/03/2020

Sean McCarthy, CFO

### Explanatory Statement

The NJBPU approved grant applications for municipalities and government agencies to participate in the Clean Fleet Vehicle Incentive Program. This program provides financial support to local government authorities to purchase electric vehicles (EV) and expand the EV charging infrastructure accessibility for their residents. Each municipality or government agency is eligible to apply for a \$4,000 grant for each eligible EV purchased (maximum of 2) and \$1,500 towards the purchase of one dual-port Level 2 EV charging station.

Jorge Casacuberta  
Superintendent of Public Works

Date: 12/03/2020

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted  
by the Bernards Township Committee on 12/15/2020

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## **Resolution #2020-0416**

Acceptance of Grant and Insertion of Revenue Item Into the 2020 Budget  
\$5,000 for the Somerset County Youth Services Annual Grant-2020  
for the Purpose of Funding the REACH Youth Leadership Program and Viking Yoga

**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-2020 for the purpose of funding the REACH Youth Leadership Program/Viking Yoga and wishes to amend its 2020 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-2020

**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-2020

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

Agenda and Date Voted: 12/15/2020

Explanatory Statement: This resolution authorizes the acceptance of an annual grant from Somerset County and amends the 2020 budget to appropriate the grant monies not anticipated at the time of budget adoption.

Date: 12/03/2020

Sean McCarthy  
CFO

### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0417**

In Recognition of Service to Bernards Township – John Meany

**WHEREAS**, John Meany has given innumerable hours to our local government, its democratic process, and to the citizens of Bernards Township; and

**WHEREAS**, John has rendered inestimable services as a member of the Parks & Recreation Committee from 1993 – 1997, the Green Team Task Force in 1996 and the Golf Advisory Committee from 1996 – 2020; and

**WHEREAS**, John was an original member of the Golf Advisory Committee, appointed in 1996 when Bernards Township assumed operation of the Coakley-Russo Memorial Golf Course at the Lyons Medical Center from the Veterans Administration. John served as Deputy Chair from 2006 – 2008, as Chair from 2010 – 2014 and continued to remain an active committee member through 2020; and

**WHEREAS**, John has seen the course grow exponentially during his tenure, with involvement in several capital improvement projects including the installation of the course irrigation system, the construction of the practice putting green and many, many yards of drainage improvements; and

**WHEREAS**, John has a driving force in keeping the committee and its members connected to the course's history by continually researching the property, course design, patient involvement and our namesake veteran golf professionals. His passion for knowledge and dedication to veteran outreach will be sorely missed and likely will not be matched.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards, that in recognition of her years of faithful service, the Bernards Township Committee extends to John Meany deep appreciation and sincere gratitude on behalf of all the residents and officials of Bernards Township.

**NOW THEREFORE BE IT FURTHER RESOLVED**, that this citation of his service be inscribed at length in the minutes of this Township meeting, held on the 15th day of December, in the year of Our Lord, 2020, and that a suitable copy thereof, signed by the members of the Township Committee and attested by the Municipal Clerk, with the corporate seal of the Township thereunto affixed, be presented to John Meany.

Agenda and Date Voted: 12/15/2020

\_\_\_\_\_  
James Baldassare Jr., Mayor

\_\_\_\_\_  
Joseph Esposito, Deputy Mayor

\_\_\_\_\_  
John Carpenter

\_\_\_\_\_  
Janice M. Fields

\_\_\_\_\_  
Attest: Rhonda Pisano, Municipal Clerk

\_\_\_\_\_  
Joan Bannan Harris





# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; www.bernards.org

## Resolution #2020-0418

Authorizing Agreement with the Borough of Bernardsville for Receipt of Vehicle at No Cost to the Township of Bernards

**WHEREAS**, the Borough of Bernardsville has authorized the disposal of the following vehicle at no value;

QTY	DESCRIPTION
1	2008 Ford Crown Victoria, VIN #2FAFP71V48X179445

**WHEREAS**, the Township of Bernards is desirous of receiving a vehicle at no cost for the use of parts.

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

Agenda and Date Voted: December 15, 2020

### EXPLANATORY STATEMENT:

This resolution authorizes an agreement with the Borough of Bernardsville for the receipt of a 2008 Ford Crown Victoria at no cost. This will assist the Township in the use of replacing parts in our own fleet to save some costs in repair.

Date: 12/7/20

Jorge Casacuberta, Director of Public Works

### PURCHASING CERTIFICATION:

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Francis J. Decibus, QPA, RPPO  
Purchasing Agent

Date: December 8, 2020

### CERTIFICATION

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## Resolution #2020-0419

Change Order #1 – Increase of \$16,000.00

Authorizing an Increase to the Professional Service Contract for Legal Services, Labor Counsel Awarded to Richard Flaum, Esq., of the firm of DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum P.C. - For a New Not to Exceed Amount of \$41,000.00  
(Excluding Matters of Litigation and Unanticipated Reimbursable Disbursements as Required)

**WHEREAS**, the Bernards Township Committee adopted Resolution #2020-0058 on January 2, 2020 awarding a professional services contract in the amount of \$25,000.00 to Labor Attorney, Richard Flaum, Esq., of the firm of DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis, Lehrer & Flaum P.C.; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available in the 2020 Current Fund Budget – Legal Fees and Compensation, line account #0-01-20-155-20B.

**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; Richard Flaum, Esq., in the amount of \$16,000.00 for a new not to exceed amount of \$41,000.00 for the contract term from January 1, 2020 through December 31, 2020.

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.

\_\_\_\_\_  
Richard Flaum, Esq.

Agenda and Date Voted: 12/15/2020

### CHIEF FINANCIAL OFFICER CERTIFICATION

I, Sean McCarthy, Chief Financial Officer of the Township of Bernards, hereby certify that above referenced change order in the amount of \$16,000.00. Monies are available in the 2020 Current Fund Budget – Legal Expenses; Labor Attorney, line account #0-01-20-155-20B for a new not to exceed amount of \$41,000.00.

Sean McCarthy  
Chief Financial Officer

Date: December 8, 2020

### PURCHASING CERTIFICATION

I hereby certify that I have prepared this resolution and reviewed it for accuracy.

Francis J. Decibus, QPA, RPPO  
Purchasing Agent

Date: December 8, 2020

**CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.**

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**Rhonda Pisano, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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**Resolution #2020-0420**  
In Recognition of Service to Bernards Township  
Victoria Costa Weber

**WHEREAS**, during the “lock down” period early in the COVID-19 pandemic, Victoria Costa Weber saw neighbors in need of help and neighbors who wanted to give their help; and

**WHEREAS**, in response to seeing this need, Victoria created a Face Book group called “Basking Ridge Helping Ridge”; and

**WHEREAS**, the “Basking Ridge Helping Basking” identified people who were in need of help with groceries, medications, and other tasks, which were especially difficult to accomplish during the “lock down” period; and

**WHEREAS**, over time, it became clear that the majority of those needing assistance were within the senior population; and

**WHEREAS** Victoria worked with the Mayor and township staff within the Recreation Department to create a “senior hot-line” wherein seniors who had a need were matched with local community groups and religious organizations who could assist with helping meet those needs.

**NOW THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Bernards hereby recognizes Victoria Costa Weber and the many other volunteers and organizations who provided assistance to fellow residents and neighbors through the “Basking Ridge Helping Basking Ridge” group.

Agenda Date and Vote: 12/15/2020

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0421**

### 2021 Fee Schedule & Policies for Park and Recreation

**BE IT RESOLVED** by the Township Committee of the Township of Bernards, in the County of Somerset, State of New Jersey, that the following Parks and Recreation Fees and Policies for 2021 be approved:

**Explanatory Statement:**

2021 Parks & Recreation Department Fees & Policies – includes all parks and recreation facility use fees and rental policies, including security deposits, insurance requirements, liquor permit requirements, facility key procedures, late charges, commercial use, special event fees, equipment kit rentals and replacement charges, facility use hours and the community service group free use program.

All fees remain the same for 2021.

Jennifer Gander, Director of Parks & Recreation

Agenda and Date Voted: 12/15/2020

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk

# BERNARDS TOWNSHIP PARKS & RECREATION

## 2021 FACILITY RESERVATION FEES

<u>Facility</u>	<u>Resident Fee</u>	<u>Non-Resident Fee</u>	<u>Security Deposit</u>
<b>ALLEN STREET GAZEBO</b> <u>MAX CAPACITY:</u> 50	\$20 per hour	\$40 per hour	\$400
<b>COMMUNITY CENTER Activity Room</b> <u>MAX CAPACITY:</u> 35	\$25 per hour, 2 hour minimum	\$50 per hour, 2 hour minimum	\$400
<b>COMMUNITY CENTER Recreation Room</b> <u>MAX CAPACITY:</u> 50	\$40 per hour, 2 hour minimum	\$80 per hour, 2 hour minimum	\$400
<b>DUNHAM PARK</b> <b>Picnic Shelter</b> <u>MAX CAPACITY:</u> 100	By Group Size/Per Day <50 = \$75 51 – 75 = \$100 76 – 100 = \$125	By Group Size/Per Day <50 = \$150 51 – 75 = \$200 76 – 100 = \$250	\$400
<b>DUNHAM PARK</b> <b>Indoor Pavilion</b> <u>MAX CAPACITY:</u> 60	\$125 per 6 hour block 9AM – 3PM or 4PM – 10PM	\$250 per 6 hour block 9AM – 3PM or 4PM – 10PM	\$400
<b>PLEASANT VALLEY PARK</b> <b>Warming Hut</b> <u>MAX CAPACITY:</u> 50	\$50 per 4 hour block <i>For Non-Profit Groups</i> \$150 per month <i>For One 4hr. block per week</i>	\$100 per 4 hour block	\$400
<b>PLEASANT VALLEY PARK</b> <b>Picnic Shelter</b> <u>MAX CAPACITY:</u> 150	By Group Size/Per Day <50 = \$75 51 – 75 = \$100 76 – 100 = \$125 101 – 150 = \$175	By Group Size/Per Day <50 = \$150 51 – 75 = \$200 76 – 100 = \$250 101 – 150 = \$350	\$400
<b>PLEASANT VALLEY PARK</b> <b>Pond Shelter</b> <u>MAX CAPACITY:</u> 20	\$50/day	\$100/day	\$400
<b>SOUTHARD PARK</b> <b>Picnic Shelter</b> <u>MAX CAPACITY:</u> 75	By Group Size/Per Day <50 = \$75 51 – 75 = \$100	By Group Size/Per Day <50 = \$150 51 – 75 = \$200	\$400

*\*If reserving an indoor and outdoor facility for the same day/time/park, the number of attendees may not exceed the capacity for the indoor facility.*



## BERNARDS TOWNSHIP PARKS & RECREATION

### 2021 COMMERCIAL USE RATES

“Commercial Use” is defined as an activity not sponsored by the Township in which either a fee is charged and/or solicitation of a business or service is offered to the participants. A certificate of insurance will be required, see insurance requirements for all reservations.

<u><b>Facility</b></u>	<u><b>Commercial Fee</b></u>	<u><b>Security Deposit</b></u>
<b>General Park Use</b>	\$50 per hour	\$400
<b>Picnic Shelters &amp; Amphitheater</b>	\$500 per day	\$400
<b>Pleasant Valley Park Warming Hut</b>	\$50 per hour, 2 hour minimum	\$400
<b>Dunham Park Indoor Pavilion</b>	\$500 per 6-hour block 9am – 3pm or 4pm – 10pm	\$400
<b>Community Center Activity Room</b>	\$75 per hour, 2 hour minimum	\$400
<b>Community Center Recreation Room</b>	\$100 per hour, 2 hour minimum	\$400

### 2021 ATHLETIC FIELD AND COURT USE RATES

Fees are charged per field/court. All use associated with league play or with a sport official present requires a reservation by paid permit.

<u><b>Facility</b></u>	<u><b>Resident</b></u>	<u><b>Non-Resident</b></u>	<u><b>Commercial Use</b></u>
<b>Athletic Courts – Volleyball, Basketball, Bocce, Tennis, Pickleball</b> <u>MAX CAPACITY: 20</u>	\$10 per hour	\$20 per hour	\$50 per hour
<i>Residents may reserve a court for recreational play up to 7 days in advance at no charge.</i>			
<b>Grass Athletic Fields &amp; Roller Rink</b> <u>MAX CAPACITY: 50</u>	\$20 per hour	\$40 per hour	\$50 per hour
<b>Athletic Field Lights</b> In addition to field reservation fee	\$25 per hour	\$25 per hour	\$25 per hour

<b>Artificial Turf Fields</b> <u>MAX CAPACITY: 75 per field</u>	<b>Individual Resident Rented or Organization Roster At least 75% Residents</b>	<b>Individual Non-Resident Rented or Organization Roster Less Than 75% Residents</b>	<b>Commercial Use</b>
<b>March through December</b>	\$55 per hour	\$80 per hour	\$110 per hour
<b>January &amp; February</b> (Snow will not/is not to be cleared)	\$25 per hour	\$45 per hour	\$80 per hour
<b>Any Day School is in Session</b> <b>Sunrise – 5:30PM</b>	\$25 per hour	\$45 per hour	\$80 per hour

**BERNARDS TOWNSHIP PARKS & RECREATION**  
**PARK USE FOR SPECIAL EVENTS HOSTED BY NON PROFIT AGENCIES**

Non-Profit or Not for Profit agencies may reserve park facilities for various special events, open to the public, including but not limited to: 5K Races, Fun Runs, Auctions, Bake Sales, etc. Events are subject to the approval of the Department of Parks and Recreation and must comply with all Department policies and established Township ordinances. Special Event Application may be required. A certificate of insurance will be required, from the organization in the amount of \$1 million naming “Bernards Township” as the “Additional Insured”.

<u><b>Headcount</b></u>	<u><b>Resident</b></u>	<u><b>Non-Resident</b></u>	<u><b>Security Deposit</b></u>
0-100 Persons	\$125	\$225	\$400
101-200 Persons	\$250	\$375	\$400
201-300 Persons	\$350	\$475	\$400
301-400 Persons	\$475	\$600	\$400
401+ Persons	\$600	\$750	\$400

*The above are fees per headcount range. Max capacity will vary by facility.  
Headcount is to include all participants, volunteers, spectators and event organizers.*

**USE OF PARKS BY PROFESSIONAL PHOTOGRAPHERS**

- Individuals hiring a professional photographer for the purpose of taking photos of themselves or their family in a park must obtain a permit in advance, pay the applicable resident or non-resident fee and provide private homeowners/renters insurance in accordance with the requirements for reservations.
- Professional photographers utilizing a park to hold photo sessions for clients will be required to obtain a permit in advance, pay the applicable commercial use fee and provide organization insurance in accordance with the requirements for corporate reservations.

<u><b>Resident</b></u>	<u><b>Non-Resident</b></u>	<u><b>Commercial</b></u>	<u><b>Security Deposit</b></u>
\$20 per hour	\$40 per hour	\$50 per hour	Not Required

**FACILITY HOURS AVAILABLE FOR RENTAL**  
**Per Ordinance #2328**

<b>Facility</b>	<b>Hours Available</b>
Athletic Courts (except paddle tennis courts), Athletic Fields (without lights), the Gazebo, Shelters and Roller Rink	Sunrise – Sunset
Pleasant Valley Park Paddle Tennis Courts and Designated Ice Skating Areas	Sunrise – 11:00 PM
Mountain Park Lighted Athletic Fields	Sunrise – 10:00 PM
Pleasant Valley Park Warming Hut, Dunham Park Indoor Pavilion & Community Center Rooms	7:00 AM – 10:00 PM

**BERNARDS TOWNSHIP PARKS & RECREATION  
FACILITY KEY PICK-UP & RETURN**

Keys will be given to the renter when the deposit check is dropped off. All keys are to be returned by NOON the first business day following the rental. Renter will be charged a fee of \$25 per day, if keys are not returned by the second business day following the rental. Renter will be charged a fee of \$100 for each key reported lost. The \$400 security deposit check will be forfeited and cashed if keys are not returned after 5 business days.

**INSURANCE REQUIREMENTS FOR ALL RESERVATIONS**

**Private Homeowners/Renters** - Must supply evidence of insurance in the minimum amount of \$300,000 in General Liability coverage for each occurrence in the form of a Homeowners or Special Event Policy.

**Corporate/Organization** - Must supply a Certificate of Insurance naming Bernards Township as the added insured in the minimum amount of \$1,000,000 in General Liability Coverage and the Certificate must state the date and location of the event.

**LIQUOR PERMITS - FEES & INSURANCE REQUIREMENTS**

Pursuant to Ordinance #2328, Subsection 3-16.2, no person or group shall bring into, possess, sell, buy, consume, or give away any alcoholic beverage in any municipal property within the Township of Bernards with the exception that a resident may obtain a permit for consumption of alcoholic beverages within a Township park in conjunction with a special event or private event after obtaining a permit as described in 10-1.6, at the following park facilities:

- a. Pleasant Valley Park, Dunham Park and Southard Park Picnic Shelters
- b. Pleasant Valley Park Warming Hut
- c. Dunham Park Indoor Pavilion

**Liquor permits will be issued to Township residents only.** Residency is determined by the individual named as the renter on the park permit, not the organization holding the insurance.

**Insurance Requirements for Liquor Permits**

**Individuals** - - Must supply evidence of insurance in the minimum amount of \$1,000,000 in General Liability coverage in the form of a Homeowners or Special Event Policy.

**Organizations/Corporations** - - Must supply a Certificate of Insurance naming Bernards Township as the added insured in the minimum amount of \$3,000,000 Liquor Liability each occurrence if applicant is in the business of manufacturing, distributing, selling, serving or furnishing alcoholic beverages or a Certificate of Insurance naming Bernards Township as the added insured in the minimum amount of \$3,000,000 Host Liquor Liability each occurrence if liquor will be present and applicant is not in the business of manufacturing, distributing, selling, serving or furnishing alcoholic beverages.

**LIQUOR PERMIT FEES**

Residents Only, with Facility Rental. Fees are charged per date reserved.  
*Residency is based on the representative renting the facility, not the business address.*

Individuals - \$40  
Organizations/Corporations - \$150

**FORFEIT OF SECURITY DEPOSIT**

The Township reserves the right to inspect your event and request to see your facility use permit. If you are found to be serving/consuming alcohol without a liquor permit, you will be asked to cease immediately and will forfeit your security deposit. If the headcount of your event is found to be beyond what was indicated on your permit, you will be asked to end your event immediately and will forfeit your security deposit.

# BERNARDS TOWNSHIP PARKS & RECREATION

## 2021 EQUIPMENT KIT RENTAL RATES

<u><i>Equipment Kit</i></u>	<u><i>Resident</i></u>	<u><i>Non-Resident</i></u>	<u><i>Security Deposit</i></u>
Party Kit, Volleyball Set, Disc Golf Set, Picnic Kit, Paddle Tennis Set, Bocce Kit, Cornhole, Croquet, Washer Toss, Pickle Ball Set	\$15/day	\$30/day	\$200
Carnival Game Kit	\$40/day	RESIDENTS ONLY	\$200
Portable Public Address System	\$40/day	RESIDENTS ONLY	\$400

## EQUIPMENT KIT REPLACEMENT FEES

*Replacement fees are for lost or damaged items. P&R reserves the right to substitute items in kits if necessary.*

<p><b>Picnic Kit</b> Softball: \$5.00 Softball Bat: \$15.00 Wiffle Ball: \$2.00 Wiffle Ball Bat: \$3.00 Frisbee: \$8.00 4 Bases: \$40.00 Nerf Soccerball: \$10.00 Nerf Football: \$10.00 Horse Shoe Set: \$20.00 Playground Ball: \$10.00 Volleyball: \$25.00 Basketball: \$20.00</p> <p><b>Disc Golf Set</b> <i>6 Discs &amp; Bag Per Set</i> \$8 per disc lost \$25 for lost equipment bag</p>	<p><b>Party Kit</b> Parachute: \$150.00 Potato Sacks (6): \$24.00 Relay Cones (4): \$20.00 Twister: \$15.00 Jump Rope: \$10.00 Ring Toss Game: \$15.00 Koosh Paddles: \$20.00 Koosh Ball: \$5.00 Playground Ball: \$10.00</p> <p><b>Cornhole, Croquet or Washer Toss</b> \$50.00/set for any piece of equipment lost in a set.</p>	<p><b>Volleyball Set</b> Volleyball: \$25.00 Net: \$60.00 Stakes: \$10.00 Guides: \$10.00 Posts: \$200.00 Complete Set: \$500.00</p> <p><b>Paddle Tennis &amp; Pickle Ball Sets</b> <i>4 Paddles, 3 Balls &amp; Bag Per Set</i> \$12 for any number of missing balls (total of 3 in kit) \$25 per paddle lost \$25 for lost equipment bag</p>	<p><b>Carnival Game Kit</b> Ring Toss: \$15.00 Knock Down Cans: \$20.00 Milk Bottle Toss Game: \$30.00 Foam/Rubber Ball: \$3.00 each Magnetic Fishing Set: \$25.00 Popcorn Game: \$35.00 Popcorn Balls: \$3.00 each Bean Bag Game Board: \$20.00 Bean Bag: \$5.00 each In poor condition when returned: \$20.00</p> <p><b>Portable PA System</b> Each piece lost/broken: \$50.00 Entire system lost/broken: \$400.00</p> <p><b>Bocce</b> \$100 for any piece missing from set</p>
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## BERNARDS TOWNSHIP PARKS & RECREATION

### COMMUNITY SERVICE GROUP FACILITY USE PROGRAM

To qualify as a “Community Service Group”, the organization must meet the following eligibility requirements:

1. The organization shall be a recognized not-for profit organization either by 501(c)(3) designation, NJ certification or tax-exempt status
2. At least 75% of the organization’s membership shall be Bernards Township Residents
3. The organization shall provide an insurance certificate naming Bernards Township as “additional insured” with a minimum of \$1 million in general liability coverage
4. The organization’s mission shall be community service based and the organization shall provide evidence of some type of volunteer service to the Bernards Township community

*All student run clubs and sports organizations covered under the Board of Education’s Insurance Policy are also eligible for this program.*

Each approved community service group is entitled to the following at no cost, each calendar year:

1. Twelve 3-hour uses of the Community Center Activity Room or Recreation Room or the Pleasant Valley Park Warming Hut for group meetings
2. A one day picnic shelter reservation at Southard Park (75 attendees maximum) to hold a group picnic
3. One facility reservation (one day) to hold a group fundraiser, provided the event meets capacity restrictions

A designated contact person from the community service group must submit an application each year including their contact information, a description of the organization and/or mission statement and a list of members with addresses for verification; and the designated contact person will also be asked to sign an agreement confirming their understanding and compliance with the criteria for approval, reservation policies and procedures, cancellation policies and insurance requirements; all community service groups must abide by the Reservation Policies and Procedures adopted by the Township Committee and the Revised General Ordinances of the Township of Bernards regarding Municipal Parks & Open Space.

### DEPARTMENT REFUND POLICY

The following applies to all fees collected by the Parks & Recreation Department. Including, but not limited to, membership payments, activity registration fees and facility rentals charges.

- Refunds must be requested in writing, emailed to [recreation@bernards.org](mailto:recreation@bernards.org) or mailed to Parks & Recreation, 1 Collyer Lane, Basking Ridge, NJ 07920.
- Refund request deadlines may vary. Refer to the description or your transaction receipt for the withdrawal deadline. In all cases, refunds will not be issued if requested on or after the program’s start date.
- Bus trips are non-refundable. Once paid, you are responsible for selling your own tickets should you be unable to attend.
- All refunds, regardless of method of payment, will be refunded as a check, are subject to a \$10 processing fee per registration and take 2-4 weeks to process.
- Full refunds are issued if the program or trip is canceled by Parks & Recreation.
- Instances of returned funds will be subject to the rules set forth by an annual resolution of the Township Committee authorizing a returned funds fee and certified funds for returned funds.

Disputing a charge on your credit card for a fee paid to Parks & Recreation Department is considered an instance of Returned Funds, where the Township has been in receipt of a payment which has been returned from the bank as unpaid.

- A \$20 service charge on funds returned will apply.
- The enrollee will be responsible to return payment in the form of cash or check for the balance due on their account created by the dispute reversal before they can enroll any member of their household account for any additional memberships or programs.
- The enrollee may be restricted from using a credit card as payment for a specific period of time or indefinitely.



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0422**

### **Tax Exemption Approval for Rodney E Ruffin**

**WHEREAS**, the owner for Block 10706 Lot 26.03 CONDO has filed an application for total exemption on taxes as a total and permanent disability of a veteran; and

**WHEREAS**, the owner is entitled to the exemption as a result of the total and permanent disability per NJSA 54:4-3.30; and

**WHEREAS**, the Tax Assessor has approved said application effective December 7, 2020 and every year the applicant is qualified; and

**WHEREAS**, the Tax Collector for the Township of Bernards recommends that the taxes on Block 10706 Lot 26.03 CONDO, otherwise known as 21 Dorchester Dr., currently owned by Rodney E Ruffin be canceled for December 7, 2020 and forward and therefore exempt for the duration of ownership and as long as the applicant meets all qualifications for said exemption.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the taxes be canceled as per recommendation of the Tax Collector.

Agenda & Date Voted: 12/15/2020

#### **INTERPRETATIVE STATEMENT:**

The above property owner has requested and received an exemption from taxes due to a total and permanent disability of a war veteran. Since the request was granted during the tax year 2020 and after taxes were levied on their property, I need to obtain an approved resolution dismissing taxes for the December 7, 2020 to the end of the year. Starting in 2021, taxes will be exempt from the property.  
Peggy Warren

#### **CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.**

\_\_\_\_\_  
**Rhonda Pisano, Municipal Clerk**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0423**

### **Tax Exemption Approval for Felice S Bocchino**

**WHEREAS**, the owner for Block 8701 Lot 47 CONDO has filed an application for total exemption on taxes as a total and permanent disability of a veteran; and

**WHEREAS**, the owner is entitled to the exemption as a result of the total and permanent disability per NJSA 54:4-3.30; and

**WHEREAS**, the Tax Assessor has approved said application effective May 12, 2020 and every year the applicant is qualified; and

**WHEREAS**, the Tax Collector for the Township of Bernards recommends that the taxes on Block 8701 Lot 47 CONDO, otherwise known as 130 Potomac Dr , currently owned by Felice S Bocchino be canceled for May 12, 2020 and forward and therefore exempt for the duration of ownership and as long as the applicant meets all qualifications for said exemption.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that the taxes be canceled as per recommendation of the Tax Collector.

Agenda & Date Voted: 12/15/2020

#### **INTERPRETATIVE STATEMENT:**

The above property owner has requested and received an exemption from taxes due to a total and permanent disability of a war veteran. Since the request was granted during the tax year 2020 and after taxes were levied on their property, I need to obtain an approved resolution dismissing taxes for the December 7, 2020 to the end of the year. Starting in 2021, taxes will be exempt from the property.  
Peggy Warren

#### **CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.**

\_\_\_\_\_  
**Rhonda Pisano, Municipal Clerk**





# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510 [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0424**

### **Personnel Appointment**

**Chelsea Maciborski – Laborer – Department of Public Works**

**WHEREAS**, a full time Laborer position became available due to a retirement; and

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

**WHEREAS**, Chelsea Maciborski has applied for and is qualified to fill said position; and

**WHEREAS**, the Superintendent of Public Works, Township Administrator, Chief Financial Officer and Human Resources Manager recommend appointment of Chelsea Maciborski to full-time Laborer.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Chelsea Maciborski be appointed full-time Laborer with a hire date of Monday, January 4, 2021 at an hourly rate of \$15.09 for a 40-hour work week. This offer of employment is contingent upon the results of pre-employment screening as per Township policy.

Agenda and Dated Voted: 12/15/2020

#### **CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/20.**

\_\_\_\_\_  
**Rhonda Pisano, Municipal Clerk**

#### **EXPLANATORY STATEMENT**

A Laborer position became available due to a retirement within the Roads division. The position was posted and advertised according to township policy. Chelsea Maciborski applied for the position and is qualified to fill said position. Ms. Maciborski comes to Bernards Township with many years of related experience with the Somerset County Parks Commission.

Carol Ackerman, HR Generalist



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510 \* [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0425**

### **Personnel Appointment**

Jordan Castens – Groundskeeper – Department of Public Works

**WHEREAS**, a full time Groundskeeper position became available due to a vacancy; and

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

**WHEREAS**, Jordan Castens has applied for and is qualified to fill said position; and

**WHEREAS**, the Superintendent of Public Works, Township Administrator, Chief Financial Officer and Human Resources Manager recommend appointment of Jordan Castens to full time Groundskeeper.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Bernards, that Jordan Castens be appointed full time Groundskeeper with a hire date of Monday, January 4, 2021 at an hourly rate of \$15.38 for a 40-hour work week. This offer of employment is contingent upon the results of pre-employment screening as per Township policy.

Agenda and Dated Voted: 12/15/2020

#### **CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk

#### **EXPLANATORY STATEMENT**

A Groundskeeper position became available due to a vacancy within the Grounds division. The position was posted and advertised according to township policy. Jordan Castens applied for the position and is qualified to fill said position. Mr. Castens comes to Bernards Township with seasonal experience in maintenance, construction and grounds work as well as military experience.

Carol Ackerman, HR Generalist



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

## **Resolution #2020-0426**

Authorizing an Affiliation Agreement with Safe and Sound Somerset,  
Somerset Hills Domestic Violence Response Team (SHDVRT)

**WHEREAS**, Safe and Sound Somerset, SHDVRT, is an agency established to provide participating municipalities with training and services in matters pertaining to domestic violence cases that occur within a participating municipality; and

**WHEREAS**, the NJ State Office of Victim-Witness Advocacy has awarded Safe and Sound Somerset, SHDVRT with grant funding to serve participating municipalities by provide services and training to volunteers and police officers in matters that pertain to domestic violence incidents that occur within participating municipalities; and

**WHEREAS**, the Township of Bernards wishes to be a participating municipality and receive services from the SHDVRT; and

**WHEREAS**, funding for these services are presently provided through a V.A.W.A. Grant (Violence Against Women Act) administered through the New Jersey Division of Law & Public Safety, Department of Criminal Justice, Office of Victim/ Witness Advocacy; and granted to the Resource Center of Somerset.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Bernards that we do hereby: 1) authorize the affiliation agreement with Safe and Sound Somerset, SHDVRT, 2) authorize the Mayor and Township Clerk to execute this agreement on behalf of the township.

Agenda and Date Voted: 12/15/2020

### **CERTIFICATION**

**I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.**

\_\_\_\_\_  
**Rhonda Pisano, Municipal Clerk**

### **EXPLANATORY STATEMENT**

Each Police Agency in Somerset County will be provided personnel and support to combat Domestic Violence Incidents in our county. The SHDVRT responds throughout the county when needed. This has been reviewed by the Township's Risk Manager.

**Michael Shimsky, Chief of Police**



# Resolution of the Township of Bernards

1 Collyer Lane, Basking Ridge, NJ 07920  
908-766-2510; [www.bernards.org](http://www.bernards.org)

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## **Resolution #2020-0427**

Demanding that the New Jersey State Legislature Accept its Responsibility to Administer the Provisions of the Affordable Housing Act and Stay Further Action Until Such Times as it Has Promulgated Rules Governing its Implementation

**WHEREAS**, in 1975 the New Jersey Supreme Court in Mount Laurel I decreed that every municipality in New Jersey, “must, by its land use regulations, presumptively make realistically possible an appropriate variety and choice of housing. More specifically, presumptively it cannot foreclose the opportunity of the classes of people mentioned for low and moderate income housing and in its regulations must affirmatively afford that opportunity, at least to the extent of the municipality's fair share of the present and prospective regional need therefor” (*10 S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 67 N.J. 151, 174 (1975)); and

**WHEREAS**, in 1983, the Supreme Court in Mount Laurel II expanded the Mount Laurel doctrine, saying:

“Therefore, proof of a municipality's bona fide attempt to provide a realistic opportunity to construct its fair share of lower income housing shall no longer suffice. Satisfaction of the Mount Laurel obligation shall be determined solely on an objective basis: if the municipality has in fact provided a realistic opportunity for the construction of its fair share of low and moderate income housing, it has met the Mount Laurel obligation to satisfy the constitutional requirement; if it has not, then it has failed to satisfy it. Further, whether the opportunity is “realistic” will depend on whether there is in fact a likelihood-to the extent economic conditions allow-that the lower income housing will actually be constructed. Plaintiff's case will ordinarily include proof of the municipality's fair share of the regional need and defendant's proof of its satisfaction. Good or bad faith, at least on this issue, will be irrelevant.” (*S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 92 N.J. 158, 220–22 (1983)); and

**WHEREAS**, the Supreme Court in Mount Laurel II suggested that builders’ remedies should be used to force compliance by municipalities, reasoning that:

Experience . . . has demonstrated to us that builder's remedies must be made more readily available to achieve compliance with Mount Laurel. We hold that where a developer succeeds in Mount Laurel litigation and proposes a project providing a substantial amount of lower income housing, a builder's remedy should be granted unless the municipality establishes that because of environmental or other substantial planning concerns, the plaintiff's proposed project is clearly contrary to sound land use planning. We emphasize that the builder's remedy should not be denied solely because the municipality prefers some

other location for lower income housing, even if it is in fact a better site. (*S. Burlington Cty. N.A.A.C.P. v. Mount Laurel Twp.*, 92 N.J. 158, 279–80 (1983)); and

**WHEREAS**, the New Jersey Legislature responded quickly to the Court’s Mount Laurel decision by enacting the Fair Housing Act of 1985, N.J.S.A. 52:27D-301, et seq., which created the Council on Affordable Housing (“COAH”) which as the Court noted in Mount Laurel IV “. . . was designed to provide an optional administrative alternative to litigating constitutional compliance through civil exclusionary zoning actions.” (*In re Adoption of N.J.A.C. 5:96 & 5:97 ex rel. New Jersey Council on Affordable Hous.*, 221 N.J. 1, 4 (2015)); and

**WHEREAS**, COAH, pursuant to the authority granted to it by the Fair Housing Act, then adopted procedural and substantive rules which provided clear guidance to municipalities as to how they could meet their affordable housing obligation; and

**WHEREAS**, in its rules, COAH assigned a fair share number to each municipality and set forth various mechanisms that a municipality could use in order to satisfy that obligation; and

**WHEREAS**, Bernards Township, like many other municipalities throughout the State of New Jersey, met its First and Second Round Affordable Housing Obligations through the COAH process; and

**WHEREAS**, COAH adopted the First Round Rules for the period from 1987 through 1993 and the Second Round Rules for the period 1993 to 1999 and then extended to 2004; and

**WHEREAS**, COAH was obliged by the Fair Housing Act to adopt Third Round Rules to take effect in 2004, however, but never adopted rules that were acceptable to the Courts; and

**WHEREAS**, in 2015, the Supreme Court again stepped in, finding that COAH’s failure to adopt Third Round Rules forced the Court to intervene; and

**WHEREAS**, the Supreme Court designated Mount Laurel judges in each of the fifteen court vicinages to hear all Mount Laurel cases; and

**WHEREAS**, instead of providing clear guidance, like the COAH rules did, the Supreme Court in Mount Laurel IV set forth vague standards that have led to a complex system of non-uniform implementation; and

**WHEREAS**, as a result of the Supreme Court’s decision in Mount Laurel IV, municipalities no longer were assigned fair share numbers, no longer had clear and concise procedural and substantive rules to follow, and no longer had one tribunal to decide these issues, which meant that even the threshold issues of regional need and local fair share obligations had to be litigated before fifteen different Mount Laurel judges, and as a result, municipalities were forced to spend tens of thousands, and in some cases hundreds of thousands of dollars, to negotiate fair share numbers with the Fair Share Housing Center (“FSHC”) and to gain court approval of settlement agreements negotiated with FSHC; and

**WHEREAS**, the Supreme Court in Mount Laurel IV concluded its opinion by encouraging the Legislature to once again assume responsibility in the area of affordable housing, saying:

“In conclusion, we note again that the action taken herein does not prevent either COAH or the Legislature from taking steps to restore a viable administrative remedy that towns can use in satisfaction of their constitutional obligation. In enacting the FHA, the Legislature clearly signaled, and we recognized, that an administrative remedy that culminates in voluntary municipal compliance with constitutional affordable housing obligations is preferred to litigation that results in compelled rezoning. (Citation omitted.) It is our hope that an administrative remedy will again become an option for those proactive municipalities that wish to use such means to obtain a determination of their housing obligations and the manner in which those obligations can be satisfied” (*In re Adoption of N.J.A.C. 5:96 & 5:97 ex rel. New Jersey Council on Affordable Hous.*, 221 N.J. 1, 34 (2015)); and

**WHEREAS**, it has been five years since the Mount Laurel IV opinion was issued and, to the detriment of each municipality in New Jersey and to the future viability of the State, neither the Legislature nor the Governor nor COAH have taken any action to remedy the situation; and

**WHEREAS**, if the Governor, the Legislature and COAH continue to ignore their responsibilities, municipalities will once again face a burdensome, time-consuming and expensive process to obtain Fourth Round Mount Laurel compliance starting in 2025.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Bernards in the County of Somerset, State of New Jersey, that it does hereby demand that the Governor and the Legislature cease their unconscionable disregard of this most important provision of the State constitution and take immediate and decisive action to restore a viable administrative remedy that municipalities can use in satisfaction of their constitutional obligations to provide affordable housing.

Agenda and Date Voted: 12/15/2020

**CERTIFICATION**

I hereby certify this is a true and exact copy of a resolution adopted by the Bernards Township Committee on 12/15/2020.

\_\_\_\_\_  
Rhonda Pisano, Municipal Clerk